

Hearing Date and Time: December 9, 2020 at 10:00 a.m. (Prevailing Eastern Time)
Objection Deadline: November 27, 2020 at 4:00 p.m. (Prevailing Eastern Time)

JONES DAY
Corinne Ball
Todd Geremia
Benjamin Rosenblum
Andrew Butler
Benjamin Thomson
250 Vesey Street
New York, New York 10281
Telephone: (212) 326-3939
Facsimile: (212) 755-7306

*Counsel for the Debtor
and Debtor in Possession*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:	:	Chapter 11
	:	
THE ROMAN CATHOLIC DIOCESE OF	:	Case No. 20-12345 (SCC)
ROCKVILLE CENTRE, NEW YORK, ¹	:	
	:	
Debtor.	:	

**NOTICE OF HEARING ON MOTION OF THE
DEBTOR FOR AN ORDER ESTABLISHING DEADLINES FOR
FILING PROOFS OF CLAIM AND GRANTING RELATED RELIEF**

PLEASE TAKE NOTICE that on November 19, 2020, the above-captioned debtor and debtor-in possession (the “Debtor”) filed the *Motion of the Debtor for an Order Establishing Deadlines for Filing Proofs of Claim and Granting Related Relief* (the “Motion”) with the United States Bankruptcy Court for the Southern District of New York (the “Court”).

PLEASE TAKE FURTHER NOTICE that any objections to the Motion must be in writing, conform to the Federal Rules of Bankruptcy Procedure and the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the Southern District of New York, be filed by **November 27, 2020 at 4:00 p.m. (Prevailing Eastern Time)**, and shall be served on (a) the Debtor, c/o The Roman Catholic Diocese of Rockville Centre, New York, 50 North Park Avenue P.O. Box 9023, Rockville Centre, NY 11571-9023; (b) counsel to the Debtor, Jones Day, 250 Vesey Street, New York, New York 10281-1047 Attn:

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue P.O. Box 9023, Rockville Centre, NY 11571-9023.

Corinne Ball, Esq., Todd Geremia, Esq., Benjamin Rosenblum, Esq., Andrew Butler, Esq., Benjamin Thomson, Esq.; and (c) William K. Harrington, U.S. Department of Justice, Office of the U.S. Trustee, 201 Varick Street, Room 1006, New York, NY 10014, Attn: Greg M. Zipes, Esq. and Shara Cornell, Esq.

PLEASE TAKE FURTHER NOTICE THAT a hearing to consider such Motion and any objections related thereto (the “Hearing”) will be held on **December 9, 2020 at 10:00 a.m. (Prevailing Eastern Time)** before the Honorable Shelley C. Chapman, United States Bankruptcy Judge, United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, NY 100004.

PLEASE TAKE FURTHER NOTICE that in accordance with General Order M-543, dated March 20, 2020 (“General Order M-543”),² the Hearing will be conducted telephonically. Any parties wishing to participate must do so telephonically by making arrangements through CourtSolutions LLC (www.court-solutions.com). Instructions to register for CourtSolutions LLC are attached to General Order M-543.

PLEASE TAKE FURTHER NOTICE that copies of each pleading can be viewed and/or obtained by: (i) accessing the Court’s website at www.nysb.uscourts.gov, or (ii) from the Debtor’s notice and claims agent, Epiq Corporate Restructuring, LLC, at <https://dm.epiq11.com/drvc> or by calling (888) 490-0633. Note that a PACER password is needed to access documents on the Court’s website.

[Remainder of Page Intentionally Blank]

² A copy of the General Order M-543 may be obtained by visiting www.nysb.uscourts.gov/news/general-order-m-543-court-operations-under-exigent-circumstances-created-dovid-19.

Dated: November 19, 2020
New York, New York

Respectfully submitted,

/s/ Corinne Ball

Corinne Ball

Todd Geremia

Benjamin Rosenblum

Andrew Butler

Benjamin Thomson

JONES DAY

250 Vesey Street

New York, NY 10281-1047

Telephone: (212) 326-3939

Facsimile: (212) 755-7306

Email: cball@jonesday.com

trgeremia@jonesday.com

broosenblum@jonesday.com

abutler@jonesday.com

bthomson@jonesday.com

*Counsel for the Debtor
and Debtor in Possession*

Hearing Date and Time: December 9, 2020 at 10:00 a.m. (Prevailing Eastern Time)
Objection Deadline: November 27, 2020 at 4:00 p.m. (Prevailing Eastern Time)

JONES DAY
Corinne Ball
Todd Geremia
Benjamin Rosenblum
Andrew Butler
Benjamin Thomson
250 Vesey Street
New York, New York 10281
Telephone: (212) 326-3939
Facsimile: (212) 755-7306

*Counsel for the Debtor
and Debtor in Possession*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

THE ROMAN CATHOLIC DIOCESE OF
ROCKVILLE CENTRE, NEW YORK,¹

Debtor.

:
:
:
:
:
:
:
:
:
:

Chapter 11

Case No. 20-12345 (SCC)

**MOTION OF THE DEBTOR
FOR AN ORDER ESTABLISHING DEADLINES
FOR FILING PROOFS OF CLAIM AND GRANTING RELATED RELIEF**

The Roman Catholic Diocese of Rockville Centre, New York as debtor and debtor in possession (the “Debtor” or the “DRVC”), respectfully represents as follows:

Background

1. On October 1, 2020 (the “Petition Date”), the Debtor filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code. The Debtor continues to operate and pursue its religious, non-profit mission and ministry, and manage its properties and affairs as a debtor in

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue P.O. Box 9023, Rockville Centre, NY 11571-9023.

possession under sections 1107(a) and 1108 of the Bankruptcy Code. No trustee or examiner has been appointed in these cases, and no statutory committee has been appointed.

2. The Debtor is the seat of the Roman Catholic Church on Long Island. The State of New York established the Debtor as a religious corporation in 1958. See 1958 N.Y. SESS. LAWS Ch. 70 (1958), § 1. The Debtor is one of eight Catholic dioceses in New York and is the eighth-largest diocese in the United States when measured by the number of baptized Catholics. The Debtor's total Catholic population is approximately 1.4 million, which constitutes roughly half of Long Island's total population of 3.0 million. Pursuit of the Debtor's mission depends upon the continuing financial support provided by the faithful in anticipation of, and in mutual support of, the Debtor's religious and charitable mission.

3. To carry out its Catholic mission, the Debtor works closely with its 135 parishes. Parishes play a central role in the lives of Catholics by administering key aspects of the Catholic Faith, including: baptism, education, communion, Mass, confirmation, marriage, and bereavement, including last rites, funeral services and grief support. None of the parishes are debtors herein. In addition, the Debtor supports separate charitable organizations to further its pursuit of the Catholic mission to serve the poor, the hungry, those in need, and those that cannot help themselves. None of those entities are debtors herein. The Debtor is also continuing its outreach to comfort, educate, and enlighten the faithful, especially in these times of quarantine and isolation due to COVID-19 protocols and precautions.

4. Following the enactment in 2019 of the Child Victims Act (the "CVA"), which revived what had been time-barred claims, approximately 200 lawsuits have been brought by abuse claimants against the Debtor. In its effort to fairly and equitably address this tragic legacy, the Debtor has undertaken a substantial effort to identify and marshal over 60 years of insurance

policies, including both primary and excess coverage, with the goal of securing a valuable resource of the Debtors, its parishes, and its affiliates, so that it can be used for the care and compensation of abuse survivors. The Debtor has made such insurance policies and related information, together with historical financial information for itself and its charitable, educational, and service affiliates, available to counsel for the abuse claimants and the Debtor's insurers.

5. Additional information regarding the Debtor, its mission and operations, and the events and circumstances preceding the Petition Date is set forth in the *Declaration of Charles Moore, Managing Director of Alvarez & Marsal North America, LLC, Proposed Restructuring Advisor to the Roman Catholic Diocese of Rockville Centre, New York, in Support of Chapter 11 Petition and First Day Pleadings* (the "First Day Declaration") filed on the Petition Date.

Jurisdiction and Venue

6. This Court has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue for this matter is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409.

Relief Requested

7. Pursuant to section 501 of the Bankruptcy Code, Bankruptcy Rules 2002 and 3003(c)(3), Local Rule 3003-1, and the United States Bankruptcy Court for the Southern District of New York Procedural Guidelines for Filing Requests for Orders to Set the Last Date for Filing Proofs of Claims (the "Guidelines"), the Debtor hereby seeks the entry of an order (the "Bar Date Order") substantially in the form attached hereto as Exhibit A:

- a) establishing the general bar date (the “General Bar Date”) by which all entities,² except as otherwise provided herein, must file proofs of claim in this chapter 11 case asserting a claim against the Debtor that arose prior to the Petition Date, including any claims asserting administrative priority pursuant to section 503(b)(9) of the Bankruptcy Code (any such claim, a “Section 503(b)(9) Claim”) that arose prior to the Petition Date and any Sexual Abuse Claim³ that arose prior to the Petition Date;
- b) establishing the date by which governmental units must file proofs of claim in this chapter 11 case (the “Governmental Bar Date”);
- c) establishing the date by which entities must file proofs of claim relating to the Debtor’s rejection of executory contracts or unexpired leases in this chapter 11 case (the “Rejection Bar Date”);
- d) establishing the date by which entities must file proofs of claim in this chapter 11 case as a result of the Debtor’s amendment, if any, of the schedules of assets and liabilities (the “Schedules”) filed in this chapter 11 case (the “Amended Schedules Bar Date” and, collectively with the General Bar Date, the Governmental Bar Date, and the Rejection Bar Date, the “Bar Dates”);
- e) approving a protocol for maintaining the confidentiality of certain claims and a proposed form of confidentiality agreement;
- f) approving the form and manner of notice of the Bar Dates to be delivered to creditors and claimants in this chapter 11 case;
- g) approving the proof of claim forms to be used in this chapter 11 case;

² As used herein, the term “entity” has the meaning given to such term in section 101(15) of the Bankruptcy Code and includes, among other things, “persons” as such term is defined in section 101(41) of the Bankruptcy Code.

³ For purposes of this Motion, a “Sexual Abuse Claim” means a liquidated or unliquidated Claim that is attributable to, arises from, is based upon, relates to, or results from, in whole or in part, directly, indirectly, or derivatively, sexual conduct or misconduct, sexual abuse or molestation, sexual exploitation, indecent assault and/or battery, rape, pedophilia, ephebophilia, sexually related psychological or emotional harm, humiliation, anguish, shock, sickness, disease, disability, dysfunction, or intimidation, any other sexual misconduct or injury, contacts or interactions of a sexual nature, including the use of photography, video, or digital media, between a child and an adult, between a child and another child, or between a non-consenting adult and another adult, in each instance without regard to whether such activity involved explicit force, whether such activity involved genital or other physical contact, and whether there is or was any associated physical, psychological, or emotional harm to the child or non-consenting adult that occurred prior to the Petition Date.

- h) approving the form and manner of publication notice of the Bar Dates; and
- i) granting related relief.

Basis for Relief

8. For the Debtor to make distributions to creditors and claimants in this chapter 11 case (including pursuant to any plan confirmed pursuant to section 1129 of the Bankruptcy Code), the Debtor requires, among other things, complete and accurate information regarding the nature, validity, and amount of claims⁴ that will be asserted herein. Consequently, the Debtor requests, pursuant to Bankruptcy Rule 3003(c)(3), that the Court enter the Bar Date Order (a) establishing the Bar Dates and related claims procedures proposed herein and (b) approving the form and manner of notice thereof.

9. Establishing the Bar Dates will contribute to the Debtor's ability to advance discussions with all stakeholders in this chapter 11 case. Setting a bar date is a critical condition precedent to identifying the universe of claims asserted against the Debtor. In particular, the amount of such claims—and other details, such as when such claims allege that abuse occurred—will be critical in advancing discussions with the Debtor's insurers towards a global resolution of this chapter 11 case. The Debtor filed its schedules and statement of financial affairs early in the chapter 11 case to further contribute to this goal. Without an ability to identify the universe of claims asserted against it, the Debtor's ability to engage in productive discussions with other stakeholders in this chapter 11 case will be limited.

A. Establishment of the Bar Dates

10. The General Bar Date. Bankruptcy Rule 3003(c)(3) requires that the Court fix a time within which proofs of claim must be filed. FED. R. BANKR. P. 3003(c)(3) ("The court shall

⁴ As used herein, the term "claim" has the meaning given to it in section 101(5) of the Bankruptcy Code.

fix ... the time within which proofs of claim or interest may be filed.”). Additionally, Bankruptcy Rule 2002(a) requires that parties in interest receive at least 21 days’ notice of the “time fixed for filing proofs of claim pursuant to Rule 3003(c).” FED. R. BANKR. P. 2002(a)(7).

11. The Debtor anticipates that this Motion will be heard at the next omnibus hearing held in this chapter 11 case. Shortly after that hearing, assuming that the proposed Bar Dates are approved and the Bar Date Order entered, the Debtor will serve the Bar Date Notice and the Proof of Claim Forms (as such terms are defined below) upon all known entities currently holding potential prepetition claims and Rejection Damages Claims (as defined below).

12. The Debtor requests that the Court establish **February 17, 2021 at 5:00 p.m.**, prevailing Eastern Time, as the General Bar Date. The Debtor anticipates that this will provide approximately 60 days for creditors to file proofs of claim in this case. Except as otherwise provided herein, the General Bar Date will apply to all entities holding claims of any kind that arose prior to the Petition Date (the “General Claims”⁵), whether secured, unsecured priority (including Section 503(b)(9) Claims), or unsecured nonpriority claims. Unless they fall within one of the exceptions described below, all entities holding General Claims (including Sexual Abuse Claims) must file proofs of claim with respect to such General Claims and/or Sexual Abuse Claims by the General Bar Date.

13. With respect to Section 503(b)(9) Claims, the Debtor proposes that the filing of a proof of claim be deemed to satisfy the procedural requirements for the assertion of such administrative claims.

14. Given that Sexual Abuse Claims differ from other claims to be filed against the Debtor, the Debtor requests that the Court approve a customized and confidential proof of claim

⁵ For the avoidance of doubt, General Claims include Sexual Abuse Claims.

form for holders of Sexual Abuse Claims (the “Sexual Abuse Proof of Claim Form”) in addition to the General Proof of Claim Form (as defined below). For the avoidance of doubt, holders of Sexual Abuse Claims must fill out a General Proof of Claim Form and a Sexual Abuse Proof of Claim Form. The Debtor is also seeking approval of certain specialized confidentiality procedures for the submission and handling of Sexual Abuse Proofs of Claim, which are described in greater detail herein.

15. Governmental Bar Date. Pursuant to section 502(b)(9) of the Bankruptcy Code, a proof of claim filed by a governmental unit in this chapter 11 case is deemed timely if it is filed within 180 days after the Petition Date, or by March 30, 2021.⁶ The Debtor therefore requests that this Court establish **March 30, 2021 at 5:00 p.m.**, prevailing Eastern Time, as the Governmental Bar Date in this chapter 11 case. The Governmental Bar Date would apply to all governmental units holding claims against the Debtor (whether secured, unsecured priority, or unsecured nonpriority) that arose prior to the Petition Date, including governmental units with claims against the Debtor for unpaid taxes, whether such claims arise from prepetition tax years or periods or prepetition transactions to which the Debtor were a party.

16. Rejection Bar Date. The Debtor anticipates that certain entities may assert claims in connection with the Debtor’s rejection of executory contracts and unexpired leases pursuant to section 365 of the Bankruptcy Code or claims otherwise related to such rejected agreements, including secured claims, unsecured priority claims, and unsecured nonpriority claims that arose or are deemed to have arisen prior to the Petition Date (collectively, “Rejection Damages Claims”). The Debtor proposes that the bar date for all Rejection Damages Claims—i.e., the

⁶ As used in this motion, the term “governmental unit” has the meaning given to it in section 101(27) of the Bankruptcy Code. Under Bankruptcy Rule 3002(c)(1), “[a] proof of claim filed by a governmental unit ... is timely filed if it is filed not later than 180 days after the date of the order for relief.”

Rejection Bar Date—with respect to executory contracts or unexpired leases rejected pursuant to a Court order (a “Rejection Order”) or by operation of section 365(d)(4) of the Bankruptcy Code will be the later of (a) the General Bar Date and (b) 5:00 p.m., prevailing Eastern Time, on the date that is 30 days after service of the Rejection Order. For the avoidance of doubt, all prepetition claims of any kind or nature relating to the rejection of executory contracts or unexpired leases must be filed by the Rejection Bar Date.

17. Amended Schedules Bar Date. The Debtor may subsequently amend or supplement the Schedules, including designating any scheduled claim as disputed, contingent, or unliquidated. If the Debtor subsequently amends or supplements the Schedules, the Debtor proposes that it will give notice of any such amendment or supplement to the holders of claims affected thereby, including notice of the Amended Schedules Bar Date to file proofs of claim in response to the amendment or supplement to the Schedules.

18. Specifically, if the Debtor amends or supplements its Schedules to reduce the undisputed, non-contingent, and liquidated amount of a claim against the Debtor, to change the nature or classification of a claim against the Debtor, or to add a new claim to the Schedules, any affected entities that dispute such changes must, by the Amended Schedules Bar Date, file a proof of claim or amend any previously filed proof of claim in respect of the amended scheduled claim in accordance with the procedures described herein.

19. The Debtor requests that the Amended Schedules Bar Date be established as the later of: (a) the General Bar Date; and (b) 5:00 p.m., prevailing Eastern Time, on the date that is 30 days after the date that notice of the applicable amendment or supplement to the Schedules is served on the entity. Notwithstanding the foregoing, nothing contained herein shall preclude the Debtor from objecting to any claim, whether scheduled or filed, on any grounds.

20. Local Rules and Guidelines. The Local Rules and the Guidelines require that all requests for orders establishing deadlines for filing Proofs of Claim conform substantially to the standard form of order and notice set forth in the Guidelines. The proposed Bar Date Order and Bar Date Notice Package (as defined below) substantially conform to the form order and notice annexed to the Guidelines, varying only to the extent appropriate and necessary given the size, complexity, and circumstances of this chapter 11 case. As described herein, the Debtor is requesting approval of a Confidentiality Protocol (as defined below) applicable to all Sexual Abuse Proof of Claim Forms submitted by holders of Sexual Abuse Claims, and approval of a modified Sexual Abuse Proof of Claim Form.

B. Entities That Must File Proofs of Claim by the General Bar Date

21. Subject to terms described above for holders of claims subject to the General Bar Date, Governmental Bar Date, Rejection Bar Date, and the Amended Schedules Bar Date, the Debtor proposes that the following entities be required to file proofs of claim on or before the General Bar Date, as applicable:

- (a) any entity (i) whose prepetition claim (including any 503(b)(9) Claims) against the Debtor is not listed in the Debtor's Schedules or is listed as disputed, contingent, or unliquidated and (ii) that desires to share in any distributions in this chapter 11 case; and
- (b) any entity that believes that its prepetition claim is improperly classified in the Schedules or is listed in an incorrect amount or against an incorrect Debtor and that desires to have its claim allowed in a classification or amount or against a Debtor different from the classification, amount, or Debtor identified in the Schedules.

C. Entities Not Required to File Proofs of Claim by the General Bar Date

22. The Debtor proposes that the following entities, whose claims otherwise would be subject to the General Bar Date or the Governmental Bar Date, need not file proofs of claim:

- (a) any person or entity that already has filed a proof of claim against the Debtor in a form substantially similar to Official Bankruptcy Form No. 410,

provided, however, that any holder of a Sexual Abuse Claim who files a proof of claim on account of a Sexual Abuse Claim using a form substantially similar to Official Bankruptcy Form No. 410 rather than the Sexual Abuse Proof of Claim Form may subsequently be required to complete the Sexual Abuse Proof of Claim Form or otherwise answer additional questions regarding such Sexual Abuse Claim, including the questions set forth in the Sexual Abuse Proof of Claim Form, in connection with the administration of his or her Sexual Abuse Claim;

- (b) any person or entity whose claim is listed on the Schedules filed by the Debtor, provided that (i) the claim is not scheduled as “disputed”, “contingent”, or “unliquidated” and (ii) the claimant does not disagree with the amount, nature and priority of the claim as set forth in the Schedules;
- (c) any holder of a claim that heretofore has been allowed by Order of this Court;
- (d) any person or entity whose claim has been paid in full by the Debtor;
- (e) any holder of a claim for which specific deadlines have previously been fixed by this Court; and
- (f) any officer, director, employee, or independent contractor of the Debtor who held such position as of the Petition Date and has a claim against the Debtor for indemnification, contribution, or reimbursement; provided, however, that any of the foregoing parties that wishes to assert a claim other than a claim arising from or relating to indemnification, contribution, or reimbursement will be required to file a proof of claim by the General Bar Date, unless another exception identified in this paragraph 22 applies.

D. Confidentiality Protocol for Sexual Abuse Claims

23. Due to the sensitive nature of the information requested in the Sexual Abuse Proof of Claim Form, the Debtor seeks approval of the following confidentiality protocol (the “Confidentiality Protocol”) to apply to all Proof of Claim Forms submitted by holders of Sexual Abuse Claims (the “Sexual Abuse Claimants”):

- a) All claimants asserting a Sexual Abuse Claim are directed to submit such claims directly to Epiq Corporate Restructuring, LLC (the “Claims Agent”), the claims and noticing agent. Such claims should not be filed with the Court.
- b) Sexual Abuse Claims received by the Claims Agent will be treated as confidential and will be made available only to Authorized Parties (as

defined below) unless a Sexual Abuse Claimant affirmatively elects to have their Sexual Abuse Claim disclosed publicly. The Confidentiality Protocol is for the benefit of the Sexual Abuse Claimants. Accordingly, Sexual Abuse Claimants may elect to make information contained in their Sexual Abuse Claim public, even if they do not elect to have their Sexual Abuse Claim disclosed publicly.

- c) Sexual Abuse Claims received by the Claims Agent shall be held and treated as confidential by the Claims Agent, and copies thereof shall be provided or made available only to the following parties (the “Authorized Parties”):
- i. The member trustees and officers of the Debtor, and such other employees of the Debtor who are necessary to assist the Debtor in reviewing and analyzing the Sexual Abuse Proofs of Claim.
 - ii. Any counsel to the Debtor or the Unsecured Creditors’ Committee (the “Committee”) retained pursuant to an order of the Bankruptcy Court;
 - iii. Members of the Committee and their counsel (after the Proof of Claim Forms have been redacted to remove the claimant’s name, address, and other information identified in Part 2(a) of the Sexual Abuse Proof of Claim Form, the signature block and any other information which could reasonably be used to personally identify a Sexual Abuse Claimant);
 - iv. Any insurance company that provided insurance that may cover the claims described in any Sexual Abuse Proof of Claim, together with their respective successors, reinsurers, administrators, and counsel;
 - v. Any person appointed pursuant to an order of the Court to serve as a mediator, as a representative for unknown or future claimants, or as a special arbitrator/claims reviewer appointed to review and resolve Sexual Abuse Claims;
 - vi. Any trustee, or functional equivalent thereof, appointed to administer payments to Sexual Abuse Claimants, including pursuant to a plan of reorganization or a proposed plan of reorganization;
 - vii. Authorized representatives of a department of corrections, if a Sexual Abuse Claimant is incarcerated, but only with respect to any Proof of Claim Form filed by such claimant and only to the extent disclosure is required under applicable non-bankruptcy law;

- viii. Upon consent of the Debtor and the Committee, and upon 10 business days' notice to the Sexual Abuse Claimant and its counsel of record, any person identified in a Sexual Abuse Proof of Claim who is alleged to have witnessed, committed, or otherwise had knowledge of, any act of abuse against the claimant;
 - ix. Any person who is alleged by the Sexual Abuse Claimant to be responsible, financially or otherwise, whether in the Sexual Abuse Proof of Claim or in any complaint or other filings in any lawsuit, for the consequences of any such act of sexual abuse, and any such person's counsel of record;
 - x. Any person with the express written consent of the Debtor and the Committee, upon 10 business days' notice to the affected claimants and their counsel of record; and
 - xi. Such other persons as the Court may pursuant to subsequent order authorize to access to the Proof of Claim Forms; provided, however, that any such determination shall be made on no less than 10 business days' notice to the affected claimant(s) and their counsel of record.
- d) Notwithstanding the designation of Authorized Parties above, no person or entity may obtain copies of any Proof of Claim Forms submitted by a Sexual Abuse Claimant prior to the execution of a confidentiality agreement substantially in the form attached to the Bar Date Order as Annex 5 (the "Confidentiality Agreement"). Counsel to the Debtor, its insurers, and the Committee shall only be required to execute a single Confidentiality Agreement on behalf of those entities and their respective clients, which shall be deemed binding on their entire firm and their respective clients. Access to the Proof of Claim Forms submitted by Sexual Abuse Claimants for all other Authorized Parties shall be restricted to the natural person who executes a Confidentiality Agreement and a separate Confidentiality Agreement must be signed by each natural person seeking access to the Proof of Claim Forms submitted by Sexual Abuse Claimants on behalf of an Authorized Party.
- e) Authorized Parties in possession of any Proof of Claim Forms submitted by Sexual Abuse Claimants shall keep the Proof of Claim Forms confidential and shall not use or disclose any information provided in any Proof of Claim Forms submitted by Sexual Abuse Claimants except in accordance with the terms of the Confidentiality Agreement or pursuant to an order of this Court, unless the claimant has elected to make his or her Proof of Claim Forms public by indicating such consent in Part 1 of the Sexual Abuse Proof of Claim Form.

- f) The Claims Agent shall assign to each claimant asserting a Sexual Abuse Claim a unique identifier code and shall maintain a confidential list of the identities of the Sexual Abuse Claimants, their corresponding identifier code, and their respective Proof of Claim Forms.
- g) In addition, information in Sexual Abuse Proofs of Claim may be required to be disclosed to governmental authorities under mandatory reporting laws in many jurisdictions. If any such disclosures to governmental authorities are required to be made under this paragraph (g), Sexual Abuse Claimants will be notified at the time of such disclosure.

24. The Debtor respectfully submits that the proposed Confidentiality Protocol is both necessary and appropriate under the circumstances of this chapter 11 case. The Debtor is sensitive to the privacy and other concerns which might otherwise impede a Sexual Abuse Claimant's willingness to assert a claim against the Debtor's estate and believes that the Confidentiality Protocol appropriately addresses those issues. Through the Confidentiality Protocol and the Sexual Abuse Proof of Claim Form, the Debtor is attempting to obtain the information that it needs in order to evaluate the Sexual Abuse Claims and the availability of insurance, while at the same time providing a claim submission process that will not discourage Sexual Abuse Claimants from coming forward and asserting their claims.

E. Procedures for Providing Notice of and Filing Proofs of Claim

25. The Debtor proposes the following procedures for providing notice of the Bar Dates and for filing proofs of claim with respect to General Claims (including Sexual Abuse Claims). The Debtor proposes to serve on all known entities holding potential prepetition General Claims (including Sexual Abuse Claims) and Rejection Damages Claims: (a) a notice of the Bar Dates substantially in the form of the notice attached to the Bar Date Order as **Annex 1** and incorporated herein by reference (the "**Bar Date Notice**"); (b) for parties filing proofs of claim with respect to General Claims (other than Sexual Abuse Claims), Sexual Abuse Claims, and Rejection Damages Claims, a proof of claim form substantially in the form attached thereto

as **Annex 2** (the “General Proof of Claim Form”); and (c) for parties filing proofs of claim with respect to Sexual Abuse Claims, a proof of claim form substantially in the form attached thereto as **Annex 3** (the “Sexual Abuse Proof of Claim Form” and, collectively with the General Proof of Claim Form, the “Proof of Claim Forms”).⁷

26. In coordination with the Claims Agent, the Debtor will direct that the Bar Dates Notice Package be mailed by first-class United States mail, postage prepaid (or equivalent service), to: (a) all known potential claimants, including all entities listed in the Schedules as potentially holding claims; (b) the U.S. Trustee; (c) counsel to the Committee; (d) all parties that have requested notices in this chapter 11 case pursuant to Bankruptcy Rule 2002; (e) all counterparties to executory contracts and unexpired leases of the Debtor listed in the Schedules or their designated representatives (including all parties to rejected executory contracts and unexpired leases); (f) all parties to pending litigation with the Debtor and their counsel, subject to the confidentiality restrictions ordered by the Court in this chapter 11 case⁸; (g) the Internal Revenue Service for this District; (h) the attorney general for the State of New York; (i) all other entities listed on the Debtor’s matrix of creditors; and (j) all parties that have filed proofs of claim in this chapter 11 case as of the date of entry of the Bar Date Order.

27. The General Proof of Claim Form will state, along with the claimant’s name: (a) whether the claimant’s claim is listed in the Schedules; (b) whether the claimant’s claim is listed as disputed, contingent, or unliquidated; and (c) whether the claimant’s claim is listed as secured, unsecured, or priority. If a claim is listed in the Schedules in a liquidated amount that is

⁷ The Bar Date Notice and the Proof of Claim Forms, the “Bar Dates Notice Package”.

⁸ See *Final Order (I) Authorizing and Approving Special Noticing and Confidentiality Procedures, (II) Authorizing and Approving Procedures for Providing Notice of Commencement, and (III) Granting Related Relief* [Docket No. 125].

not disputed or contingent, the dollar amount of the claim (as listed in the Schedules) also will be identified on the General Proof of Claim Form. Any entity that relies on the information in the Schedules will bear responsibility for determining that its claim is accurately listed therein.

28. For any claim to be validly and properly filed, a claimant must deliver a completed, signed original of the General Proof of Claim Form and/or the Sexual Abuse Proof of Claim Form, as applicable, together with any accompanying documentation required by Bankruptcy Rules 3001(c) and 3001(d), to the Claims Agent at the address identified on the Bar Date Notice so as to be received no later than 5:00 p.m., prevailing Eastern Time, on the applicable Bar Date. All such filed General Proof of Claim Forms and Sexual Abuse Proof of Claim Forms must: (a) be written in English; (b) set forth with specificity the legal and factual basis for the alleged claim; and (d) conform substantially with the General Proof of Claim Form and/or the Sexual Abuse Proof of Claim Form, as applicable.

29. The Debtor proposes that claimants be permitted to submit General Proof of Claim Forms or Sexual Abuse Proof of Claim Forms in person or by courier service, hand delivery, or mail. Additionally, General Proof of Claim Forms and Sexual Abuse Proof of Claim Forms may be delivered electronically using the interface available on the Claims Agent's website at <https://dm.epiq11.com/drvc> (the "Electronic Filing System"). GENERAL PROOF OF CLAIM FORMS OR SEXUAL ABUSE PROOF OF CLAIM FORMS SUBMITTED BY FACSIMILE OR E-MAIL WILL NOT BE ACCEPTED. General Proof of Claim Forms or Sexual Abuse Proof of Claim Forms will be deemed filed when actually received by the Claims Agent. If a claimant wishes to receive acknowledgement of the Claims Agent's receipt of a General Proof of Claim Form or a Sexual Abuse Proof of Claim Form, the claimant also must submit to the Claims Agent by the applicable Bar Date and concurrently with submitting its original

General Proof of Claim Form or Sexual Abuse Proof of Claim Form, as applicable, (a) a copy of the original General Proof of Claim Form, or Sexual Abuse Proof of Claim Form, as applicable and (b) a self-addressed, postage prepaid return envelope. Claimants who submit General Proof of Claim Forms or Sexual Abuse Proof of Claim Forms through the Claims Agent's Electronic Filing System will receive an email confirmation of such submissions. Claimants submitting confidential Proof of Claim Forms are directed to submit such Proof of Claim Forms by mail or electronically via the Electronic Filing System listed above in order to maintain the confidentiality of such Proof of Claim Forms.

30. The timing of the General Bar Date will ensure that potential creditors known to the Debtor will receive approximately 60 days' notice by mail of the General Bar Date, which exceeds the minimum 21-day notice period required by Bankruptcy Rule 2002(a)(7) and satisfies the minimum 30-day notice period for foreign creditors provided by Bankruptcy Rule 2002(p).⁹ In addition, for orders approving the rejection of executory contracts or unexpired leases entered after the date that the Bar Date Order is entered, the Debtor will include a description of the Rejection Bar Date in the text thereof, thus providing at least 30 days' notice of the Rejection Bar Date. Similarly, the Debtor will provide parties with at least 30 days' notice of the Amended Schedules Bar Date.

⁹ Bankruptcy Rule 2002(a)(7) states that "the clerk, or some other person as the court may direct, shall give the debtor, the trustee, all creditors and indenture trustees at least 21 days' notice by mail of ... the time fixed for filing proofs of claim pursuant to [Bankruptcy] Rule 3003(c)" FED. R. BANKR. P. 2002(a)(7).

Bankruptcy Rule 2002(p) states that, unless the court "for cause orders otherwise, a creditor with a foreign address to which notices under this rule are mailed shall be given at least 30 days' notice of the time fixed for filing a proof of claim under [Bankruptcy] Rule 3002(c) or [Bankruptcy] Rule 3003(c)" FED. R. BANKR. P. 2002(p).

F. Effect of Failure to File a Proof of Claim Form

31. The Debtor proposes that, pursuant to sections 105(a) and 503(a) of the Bankruptcy Code¹⁰ and Bankruptcy Rule 3003(c)(2),¹¹ any entity that is required to file a proof of claim in this chapter 11 case pursuant to the Bankruptcy Code, the Bankruptcy Rules, or the Bar Date Order sought herein with respect to a particular claim against the Debtor, but that fails to do so by the applicable Bar Date, should be forever barred, estopped, and enjoined from: (a) asserting any such claim against the Debtor or its estate or property that (i) is in an amount that exceeds the amount, if any, that is identified in the Schedules on behalf of such entity as undisputed, non-contingent, and liquidated or (ii) is of a different nature, classification, or priority than any such claim identified in the Schedules on behalf of such entity (any such claim under this subsection (a), an “Unscheduled Claim”); or (b) voting on, or receiving distributions under, any chapter 11 plan in this chapter 11 case in respect of an Unscheduled Claim. For the avoidance of doubt, nothing contained herein shall preclude a claimant from seeking relief from the Court to file a late-filed claim in accordance with Bankruptcy Rule 9006.

G. Publication of Bar Date Notice

32. The Debtor respectfully submits that the general public is already aware of the fact that this chapter 11 case has been filed as it has been widely publicized in both the local and national news media. In addition, prior to filing its chapter 11 case, the Debtor conducted an outreach campaign and offered abuse victims counseling and monetary payments through its

¹⁰ Section 503(a) of the Bankruptcy Code provides that “[a]n entity may timely file a request for payment of an administrative expense” 11 U.S.C. § 503(a). Section 105(a) of the Bankruptcy Code provides that “[t]he court may issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of this title” 11 U.S.C. § 105(a).

¹¹ Bankruptcy Rule 3003(c)(2) provides that “[a]ny creditor ... whose claim ... is not scheduled or scheduled as disputed, contingent, or unliquidated shall file a proof of claim ... within the time prescribed by subdivision (c)(3) of this rule; any creditor who fails to do so shall not be treated as a creditor with respect to such claim for the purposes of voting and distribution.” FED. R. BANKR. P. 3003(c)(2).

independent reconciliation compensation program (“IRCP”). The IRCP was well publicized and resulted in approximately 320 abuse victims voluntarily settling their claims against the Debtor, while other claimants participated in the program but did not reach a final settlement. Moreover, the passage of the Child Victims Act and the window of time it provides to advance Sexual Abuse Claims has been the subject of a number of advertising campaigns by attorneys soliciting clients.

33. Accordingly, while the Debtor intends to provide direct notice to all known creditors, including any person known to the Debtor to have asserted a Sexual Abuse Claim, the Debtor believes it is neither necessary nor practicable to provide personal notice of the establishment of a Bar Date in this chapter 11 Case to each and every one of the hundreds of thousands of people who are current or former parishioners, students, seminarians, employees and others who have been patrons of Diocesan programs or otherwise interacted with the Debtor over the years. Instead, the Debtor proposes to provide notice to those individuals and any other unknown potential claimants via an extensive publication and advertisement program as described in further detail below.

34. Notwithstanding the Debtor’s efforts to identify all potential claims that might exist, certain potential claims against the Debtor may exist that the Debtor is unable to identify. Such unknown potential claims may include, for example, (a) claims of trade creditors that failed to submit invoices to the Debtor; (b) claims of former employees; (c) claims of entities with potential unasserted causes of action against the Debtor; and (d) claims that, for various other reasons, are not recorded in the Debtor’s books and records. Accordingly, the Debtor believes that (a) it is necessary to provide notice of the Bar Dates to entities with potential General Claims or Sexual Abuse Claims whose names and addresses are unknown to the Debtor, and (b) it is

advisable to provide supplemental notice to known holders of General Claims and Sexual Abuse Claims.

35. Therefore, pursuant to Bankruptcy Rules 2002(l) and 9008, and as a means to provide notice of the Bar Dates to such unknown potential claimants, the Debtor requests authority to publish notice of the Bar Dates substantially in the form attached to the Bar Date Order as **Annex 4** (the “Publication Notice”) (a) twice in (the national editions, print versions, and online versions, as relevant): The New York Times, The Wall Street Journal, USA Today, Newsday, The National Catholic Register, The National Catholic Reporter, Long Island Catholic, Fe Fuerza Vida, Long Island Business News, The Northport Observer, Port Times-Record, Merrick Herald Life, The Smithtown News, The Village Times Herald, The Garden City News, Bellmore Herald Life, Smithtown Messenger, The East Hampton Press, The Suffolk Times, The Southampton Press-Eastern, Long Beach Herald, Mineola American, Rockville Centre Herald, and Long Island Herald; (b) on various social media accounts of the Debtor, including but not limited to its Twitter and Facebook accounts; and (c) on the Debtor’s website and on the case website (<https://dm.epiq11.com/drvc>) established by the Claims Agent.¹² As set forth in **Annex 4** to the Bar Date Order, the Publication Notice will contain, among other things, (a) a website address where potential claimants may download the General Proof of Claim Form, Sexual Abuse Proof of Claim Form, and related instructions; and (b) a toll-free number whereby potential claimants can seek additional information with respect to filing General Claims (including Sexual Abuse Claims).

¹² Bankruptcy Rule 2002(l) provides that “[t]he court may order notice by publication if it finds that notice by mail is impracticable or that it is desirable to supplement the notice.” Fed. R. Bankr. P. 2002(l).

36. The Debtor shall also mail a copy of the Bar Date Notice to the following on the Debtor's stationary and shall request that the party post the Bar Date Notice in a prominent place until the expiration of the Bar Date: (a) the Attorney General of the State of New York, and (b) for each of the counties of Queens, Suffolk, and Nassau, the district attorney's office, the sheriff's office, any county government center, at least one public health agency (if any), and at least one substance abuse agency or hospital (if any).

37. In addition, on or before the service of the Bar Dates Notice Package, the Debtor shall cause the Bar Date Notice, the General Proof of Claim Form and the Sexual Abuse Proof of Claim Form to be posted on the case website established by the Claims Agent.

38. As a result of these procedures and efforts, claimants will have or should have the information necessary to be able to file claims in this chapter 11 case.

Notice

39. Notice of this Motion shall be provided to: (a) the Office of the United States Trustee for the Southern District of New York; (b) the Committee; and (c) all parties entitled to notice pursuant to Bankruptcy Rule 2002. Due to the nature of the relief requested herein, the Debtor respectfully submits that no further notice of this Motion is required.

No Prior Request

40. No prior request for the relief sought herein has been made to this Court or any other court.

WHEREFORE, the Debtor respectfully requests that the Court: (i) enter the Bar Date Order granting the relief requested herein and (ii) grant such other and further relief to the Debtor as the Court may deem proper.

Dated: November 19, 2020
New York, New York

Respectfully submitted,

/s/ Corinne Ball

Corinne Ball

Todd Geremia

Benjamin Rosenblum

Andrew Butler

Benjamin Thomson

JONES DAY

250 Vesey Street

New York, NY 10281-1047

Telephone: (212) 326-3939

Facsimile: (212) 755-7306

Email: cball@jonesday.com

trgeremia@jonesday.com

brosenblum@jonesday.com

abutler@jonesday.com

bthomson@jonesday.com

*Counsel for the Debtor
and Debtor in Possession*

EXHIBIT A

Proposed Order

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

THE ROMAN CATHOLIC DIOCESE OF
ROCKVILLE CENTRE, NEW YORK,¹

Debtor.

:
:
:
:
:
:
:
:
:

Chapter 11

Case No. 20-12345 (SCC)

**ORDER ESTABLISHING DEADLINE FOR FILING PROOFS OF CLAIM
AND APPROVING THE FORM AND MANNER OF NOTICE THEREOF**

Upon the *Motion of the Debtor or an Order Establishing Deadlines for Filing Proofs of Claim and Granting Related Relief* (the “Motion”)², pursuant to Federal Rule of Bankruptcy Procedure (“Bankruptcy Rule”) 3003(c)(3), fixing a deadline and establishing procedures for filing proofs of claim and approving the form and manner of service thereof, and it appearing that the relief requested is in the best interests of the Debtor, its estate, and creditors and that adequate notice has been given and that no further notice is necessary; and after due deliberation and good and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. Except as otherwise provided herein, all persons and entities, (including, without limitation, individuals, partnerships, corporations, joint ventures, and trusts) that assert a claim, as defined in Section 101(5) of the Bankruptcy Code, against the Debtor which arose on or prior to the filing of the Chapter 11 petition on October 1, 2020 (the “Petition Date”), shall file a proof of such claim in writing or electronically in accordance with the procedures below so that it is

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue P.O. Box 9023, Rockville Centre, NY 11571-9023.

² Capitalized terms not otherwise defined herein shall have the meanings given to them in the Motion.

received on or before **February 17, 2021 at 5:00 p.m. (prevailing Eastern Time)** (the “General Bar Date”).

2. Notwithstanding any other provision hereof, proofs of claim filed by governmental units must be filed before **March 30, 2021 at 5:00 p.m. (prevailing Eastern Time)** (the “Governmental Bar Date”).

3. Notwithstanding any other provision hereof, claimants must file proofs of claim with respect to amendments or supplements to the Debtor’s schedules of assets and liabilities on or before the later of (i) the General Bar Date or the Governmental Bar Date, as applicable and (ii) 5:00 p.m. (prevailing Eastern Time) on the date that is thirty (30) days from the date on which the Debtor provides notice of previously unfiled schedules of assets and liabilities or an amendment or supplement to the schedules of assets and liabilities (the “Amended Schedules Bar Date”).

4. Notwithstanding any other provision hereof, any person or entity that holds a claim that arises from the rejection of an executory contract or unexpired lease must file a proof of claim based on such rejection on or before the later of (i) the General Bar Date or the Governmental Bar Date, as applicable, and (ii) 5:00 p.m. (prevailing Eastern Time) on the date that is thirty (30) days after entry of the order authorizing such rejection (the “Rejection Bar Date”). For the avoidance of doubt, a counterparty to an executory contract or unexpired lease is permitted to file a single proof of claim on account of its claims arising under the applicable contract or unexpired lease agreement (including claims for prepetition defaults and rejection damages) by the Rejection Bar Date.

5. The forms of the Bar Date Notice, attached hereto as **Annex 1**; the General Proof of Claim Form, attached hereto as **Annex 2**; the Sexual Abuse Proof of Claim Form, attached

hereto as **Annex 3**; the Publication Notice, attached hereto as **Annex 4**; the Confidentiality Agreement, attached hereto as **Annex 5**; and the manner of providing notice of the Bar Dates proposed in the Motion, are approved in all respects.

6. The following procedures for the filing of proofs of claim shall apply:
 - (a) General Proofs of Claim must conform substantially to Official Bankruptcy Form No. 410, attached hereto as **Annex 2**;
 - (b) Sexual Abuse Proofs of Claim must conform substantially to Official Bankruptcy Form No. 410, attached hereto as **Annex 2**, and the Sexual Abuse Proof of Claim Form, attached hereto as **Annex 3**;
 - (c) Proofs of claim must be submitted (i) electronically through Epiq Corporate Restructuring, LLC's (the "Claims Agent") website for this case at <https://dm.epiq11.com/drvc> by following instructions for filing proofs of claim electronically; or (ii) by delivering the original proof of claim either by U.S. Postal Service mail to The Roman Catholic Diocese of Rockville Centre, New York Claims Processing Center c/o Epiq Corporate Restructuring, LLC P.O. Box 4421 Beaverton, OR 97076-4421, or by hand delivery or overnight mail to The Roman Catholic Diocese of Rockville Centre, New York Claims Processing Center c/o Epiq Corporate Restructuring, LLC 10300 SW Allen Blvd. Beaverton, OR 97005;
 - (d) Proofs of claim will be deemed filed only when received by the Claims Agent on or before the applicable Bar Date;
 - (e) Proofs of claim must (i) be signed, (ii) include supporting documentation (if voluminous, attach a summary) or an explanation as to why documentation is not available; and (iii) be in the English language; and
 - (f) Proofs of claim sent by facsimile, telecopy, or electronic mail transmission **will not** be accepted.

7. The following persons or entities need not file a proof of claim on or prior to the Bar Date:

- (a) any person or entity that already has filed a General Claim against the Debtor in a form substantially similar to Official Bankruptcy Form No. 410, provided, however, that any holder of a Sexual Abuse Claim who files a proof of claim on account of a Sexual Abuse Claim using a form substantially similar to Official Bankruptcy Form No. 410 may subsequently be required to complete the Sexual Abuse Proof of Claim Form or otherwise answer additional questions regarding such Sexual

Abuse Claim, including the questions set forth in the Sexual Abuse Proof of Claim Form, in connection with the administration of his or her Sexual Abuse Claim;

- (b) any person or entity whose claim is listed on the Schedules filed by the Debtor, provided that (i) the claim is not scheduled as “disputed”, “contingent”, or “unliquidated” and (ii) the claimant does not disagree with the amount, nature and priority of the claim as set forth in the Schedules;
- (c) any holder of a claim that heretofore has been allowed by Order of this Court;
- (d) any person or entity whose claim has been paid in full by the Debtor;
- (e) any holder of a claim for which specific deadlines have previously been fixed by this Court; and
- (f) any officer, director, employee, or independent contractor of the Debtor who held such position as of the Petition Date and has a claim against the Debtor for indemnification, contribution, or reimbursement; provided, however, that any of the foregoing parties that wishes to assert a claim other than a claim arising from or relating to indemnification, contribution, or reimbursement will be required to file a proof of claim by the General Bar Date, unless another exception identified in this paragraph 7 applies.

8. Any person or entity that holds a claim that arises from the rejection of an executory contract or unexpired lease, as to which the order authorizing such rejection is dated on or before the date of entry of this Order, must file a proof of claim based on such rejection on or before the Bar Date, and any person or entity that holds a claim that arises from the rejection of an executory contract or unexpired lease, as to which an order authorizing such rejection is dated after the date of entry of this Order, must file a proof of claim on or before such date as the Court may fix in the applicable order authorizing such rejection.

9. If the Debtor amends or supplements the Schedules subsequent to the date hereof, the Debtor shall give notice of any amendment or supplement to the holders of claims affected thereby, and such holders shall be afforded thirty (30) days from the date of such notice to file proofs of claim in respect of their claims and shall be given notice of such deadline.

10. Nothing in this Order shall prejudice the right of the Debtor or any other party in interest to dispute or assert offsets or defenses to any claim reflected in the Schedules.

11. Pursuant to Bankruptcy Rule 3003(c)(2), all holders of claims that fail to comply with this Order by timely filing a proof of claim in appropriate form shall not be treated as a creditor with respect to such claim for the purposes of voting and distribution. For the avoidance of doubt, nothing contained in this Order shall preclude a claimant from seeking relief from the Court to file a late-filed claim in accordance with Bankruptcy Rule 9006.

12. Parties asserting General Claims against the Debtor that arose before the Petition Date must use the General Proof of Claim Form substantially in the form attached hereto as **Annex 2**.

13. Parties asserting Sexual Abuse Claims that arose before the Petition Date must use the General Proof of Claim Form substantially in the form attached hereto as **Annex 2** and the Sexual Abuse Proof of Claim Form substantially in the form attached hereto as **Annex 3**.

14. Due to the sensitive nature of the information requested in the Sexual Abuse Proof of Claim Form, the following confidentiality protocol (the “Confidentiality Protocol”) shall apply to all Proof of Claim Forms submitted by holders of Sexual Abuse Claims (the “Sexual Abuse Claimants”):

- a) All claimants asserting a Sexual Abuse Claim are directed to submit such claims directly to Epiq Corporate Restructuring, LLC (the “Claims Agent”), the claims and noticing agent. Such claims should not be filed with the Court.
- b) Sexual Abuse Claims received by the Claims Agent will be treated as confidential and will be made available only to Authorized Parties (as defined below) unless a Sexual Abuse Claimant affirmatively elects to have their Sexual Abuse Claim disclosed publicly. The Confidentiality Protocol is for the benefit of the Sexual Abuse Claimants. Accordingly, Sexual Abuse Claimants may elect to make information contained in their Sexual

Abuse Claim public, even if they do not elect to have their Sexual Abuse Claim disclosed publicly.

- c) Sexual Abuse Claims received by the Claims Agent shall be held and treated as confidential by the Claims Agent, and copies thereof shall be provided or made available only to the following parties (the “Authorized Parties”):
- i. The member trustees and officers of the Debtor, and such other employees of the Debtor who are necessary to assist the Debtor in reviewing and analyzing the Sexual Abuse Proofs of Claim.
 - ii. Any counsel to the Debtor or the Unsecured Creditors’ Committee (the “Committee”) retained pursuant to an order of the Bankruptcy Court;
 - iii. Members of the Committee and their counsel (after the Proof of Claim Forms have been redacted to remove the claimant’s name, address, and other information identified in Part 2(a) of the Sexual Abuse Proof of Claim Form, the signature block and any other information which could reasonably be used to personally identify a Sexual Abuse Claimant);
 - iv. Any insurance company that provided insurance that may cover the claims described in any Sexual Abuse Proof of Claim, together with their respective successors, reinsurers, administrators, and counsel;
 - v. Any person appointed pursuant to an order of the Court to serve as a mediator, as a representative for unknown or future claimants, or as a special arbitrator/claims reviewer appointed to review and resolve Sexual Abuse Claims;
 - vi. Any trustee, or functional equivalent thereof, appointed to administer payments to Sexual Abuse Claimants, including pursuant to a plan of reorganization or a proposed plan of reorganization;
 - vii. Authorized representatives of a department of corrections, if a Sexual Abuse Claimant is incarcerated, but only with respect to any Proof of Claim Form filed by such claimant and only to the extent disclosure is required under applicable non-bankruptcy law;
 - viii. Upon consent of the Debtor and the Committee, and upon 10 business days’ notice to the Sexual Abuse Claimant and its counsel of record, any person identified in a Sexual Abuse Proof of Claim who is alleged to have witnessed, committed, or otherwise had knowledge of, any act of abuse against the claimant;

- ix. Any person who is alleged by the Sexual Abuse Claimant to be responsible, financially or otherwise, whether in the Sexual Abuse Proof of Claim or in any complaint or other filings in any lawsuit, for the consequences of any such act of sexual abuse, and any such person's counsel of record;
 - x. Any person with the express written consent of the Debtor and the Committee, upon 10 business days' notice to the affected claimants and their counsel of record; and
 - xi. Such other persons as the Court may pursuant to subsequent order authorize to access to the Proof of Claim Forms; provided, however, that any such determination shall be made on no less than 10 business days' notice to the affected claimant(s) and their counsel of record.
- d) Notwithstanding the designation of Authorized Parties above, no person or entity may obtain copies of any Proof of Claim Forms submitted by a Sexual Abuse Claimant prior to the execution of a confidentiality agreement substantially in the form attached to the Bar Date Order as Annex 5 (the "Confidentiality Agreement"). Counsel to the Debtor, its insurers, and the Committee shall only be required to execute a single Confidentiality Agreement on behalf of those entities and their respective clients, which shall be deemed binding on their entire firm and their respective clients. Access to the Proof of Claim Forms submitted by Sexual Abuse Claimants for all other Authorized Parties shall be restricted to the natural person who executes a Confidentiality Agreement and a separate Confidentiality Agreement must be signed by each natural person seeking access to the Proof of Claim Forms submitted by Sexual Abuse Claimants on behalf of an Authorized Party.
- e) Authorized Parties in possession of any Proof of Claim Forms submitted by Sexual Abuse Claimants shall keep the Proof of Claim Forms confidential and shall not use or disclose any information provided in any Proof of Claim Forms submitted by Sexual Abuse Claimants except in accordance with the terms of the Confidentiality Agreement or pursuant to an order of this Court, unless the claimant has elected to make his or her Proof of Claim Forms public by indicating such consent in Part 1 of the Sexual Abuse Proof of Claim Form.
- f) In addition, information in Sexual Abuse Proofs of Claim may be required to be disclosed to governmental authorities under mandatory reporting laws in many jurisdictions. If any such disclosures to governmental authorities are required to be made under this paragraph (g), Sexual Abuse Claimants will be notified at the time of such disclosure.

15. The Claims Agent shall assign to each claimant asserting a Sexual Abuse Claim a unique identifier code and shall maintain a confidential list of the identities of the Sexual Abuse Claimants, their corresponding identifier code, and their respective Proof of Claim Forms.

16. A copy of the Bar Dates Notice Package, including a copy of the Bar Date Notice, the General Proof of Claim Form, and the Sexual Abuse Proof of Claim Form, substantially in the forms attached hereto as Annex 1, Annex 2, and Annex 3, is approved and shall be deemed adequate and sufficient if served by first-class mail at least thirty five (35) days prior to the Bar Date on:

- (a) the United States Trustee;
- (b) counsel to each official committee;
- (c) all persons or entities that have requested notice of the proceedings in this chapter 11 case;
- (d) all persons or entities that have filed claims;
- (e) all creditors and other known holders of claims as of the date of this Order, including all persons or entities listed in the Schedules as holding claims;
- (f) all parties to executory contracts and unexpired leases of the Debtor;
- (g) all parties to litigation with the Debtor;
- (h) the Internal Revenue Service for the district in which the case is pending; and
- (i) such additional persons and entities as deemed appropriate by the Debtor.

17. The Debtor shall cause the Bar Date Notice, the General Proof of Claim Form, and the Sexual Abuse Proof of Claim Form to be posted on the website established by the Claims Agent for this chapter 11 case.

18. Service of the Bar Dates Notice Package in the manner set forth in this Order is and shall be deemed to be good and sufficient notice of the Bar Dates to all known claimants.

19. Pursuant to Bankruptcy Rules 2002(l) and 9008, the Debtor is authorized to publish notice of the Bar Dates substantially in the form attached hereto as **Annex 4** (the “Publication Notice”) (a) twice in (the national editions, print versions, and online versions, as relevant): The New York Times, The Wall Street Journal, USA Today, Newsday, The National Catholic Register, The National Catholic Reporter, Long Island Catholic, Fe Fuerza Vida, Long Island Business News, The Northport Observer, Port Times-Record, Merrick Herald Life, The Smithtown News, The Village Times Herald, The Garden City News, Bellmore Herald Life, Smithtown Messenger, The East Hampton Press, The Suffolk Times, The Southampton Press-Eastern, Long Beach Herald, Mineola American, Rockville Centre Herald, and Long Island Herald; (b) on various social media accounts of the Debtor, including but not limited to its Twitter and Facebook accounts; and (c) on the Debtor’s website and on the case website (<https://dm.epiq11.com/drvc>) established by the Claims Agent, which publication is hereby approved and shall be deemed good, adequate and sufficient publication notice of the Bar Dates.

20. The Debtor shall also mail a copy of the Bar Date Notice to the following on the Debtor’s stationary and shall request that the party post the Bar Date Notice in a prominent place until the expiration of the Bar Date: (a) the Attorney General of the State of New York, and (b) for each of the counties of Queens, Suffolk, and Nassau, the district attorney’s office, the sheriff’s office, any county government center, at least one public health agency (if any), and at least one substance abuse agency or hospital (if any).

21. The Debtor and the Claims Agent are authorized and empowered to take such steps and perform such acts as may be necessary to implement and effectuate the terms of this Order.

22. The entry of this order is without prejudice to the right of the Debtor to seek a further order of this Court fixing a date by which holders of claims or interests not subject to the Bar Dates established herein must file proofs of claim or be barred from doing so.

23. This Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: _____, 2020
New York, NY

UNITED STATES BANKRUPTCY JUDGE

ANNEX 1

Form of Bar Date Notice

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:	:	Chapter 11
	:	
THE ROMAN CATHOLIC DIOCESE OF	:	Case No. 20-12345 (SCC)
ROCKVILLE CENTRE, NEW YORK, ¹	:	
	:	
Debtor.	:	

**NOTICE OF DEADLINE REQUIRING FILING OF PROOFS OF CLAIM
ON OR BEFORE FEBRUARY 17, 2021**

**TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST THE ROMAN
CATHOLIC DIOCESE OF ROCKVILLE CENTRE, NEW YORK (THE “DEBTOR”):**

The General Bar Date. The United States Bankruptcy Court for the Southern District of New York (the “Court”) has entered an order (the “Bar Date Order”) establishing **February 17, 2021 at 5:00 p.m.**, prevailing Eastern Time as the last date and time for each person (excluding “governmental units,” as defined in section 101(27) of the Bankruptcy Code) to file a proof of claim (such deadline, the “General Bar Date”) against the Debtor.²

Sexual Abuse Claims. Survivors of sexual abuse should file a General Proof of Claim Form and a Sexual Abuse Proof of Claim Form by the General Bar Date, copies of which are enclosed herein and which also may be found at <https://dm.epiq11.com/drvc>. See Section 3 below for more information. If you have a claim arising from other types of abuse, including non-sexual physical abuse, non-sexual emotional abuse, bullying or hazing, and you have not filed a proof of claim prior to the entry of the Bar Date Order, you must file a General Proof of Claim Form as set forth in the Bar Date Order and this Notice.

The Governmental Bar Date. The General Bar Date and the procedures set forth below for filing proofs of claim apply to all claims against the Debtor that arose before October 1, 2020 (the “Petition Date”), the date on which the Debtor commenced its case under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”), including claims arising under section 503(b)(9) of the Bankruptcy Code, and excluding claims held by those listed in Section 6 below that are specifically excluded from the Bar Date filing requirement. “Governmental Units” (as defined in section 101(27) of the Bankruptcy Code) have until **March 30, 2021 at 5:00 p.m.**

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue P.O. Box 9023, Rockville Centre, NY 11571-9023.

² Capitalized terms not otherwise defined herein shall have the meanings given to them in the Bar Date Order.

(prevailing Eastern Time), the date that is one-hundred and eighty (180) days after the order for relief (the “Governmental Bar Date”), to file proofs of claim against the Debtor.

The Rejection Damages Bar Date. Counterparties to the Debtor’s executory contracts and unexpired leases have until the later of (i) the General Bar Date and (ii) thirty (30) days after entry of the order authorizing the rejection of such contract or lease (the “Rejection Damages Bar Date”), to file proofs of claim for rejection damages against the Debtor.

The Amended Schedules Bar Date. With respect to amendments or supplements to the Debtor’s schedules of assets and liabilities (the “Schedules”), claimants have until the later of (i) the General Bar Date or the Governmental Bar Date, as applicable and (ii) 5:00 p.m. (prevailing Eastern Time) on the date that is thirty (30) days from the date on which the Debtor provides notice of previously unfiled Schedules (as defined herein) or an amendment or supplement to the Schedules (the “Amended Schedules Bar Date” and together with the General Bar Date, the Governmental Bar Date, and the Rejection Damages Bar Date, the “Bar Dates”), to file proofs of claim against the Debtor.

1. WHO MUST FILE A PROOF OF CLAIM

You MUST file a proof of claim to vote on a chapter 11 plan filed by the Debtor or to share in distributions from the Debtor’s bankruptcy estate if you have a claim that arose before the Petition Date, and it is not one of the types of claims described in Section 6 below. Claims based on acts or omissions of the Debtor that occurred before the Petition Date must be filed on or before the Bar Dates, even if such claims are not now fixed, liquidated or certain or did not mature or become fixed, liquidated or certain before the Petition Date.

Under section 101(5) of the Bankruptcy Code and as used in this notice, the word “claim” means a right to (a) payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.

2. WHAT TO FILE FOR GENERAL CLAIMS

If you have a General Claim, your filed proof of claim must conform substantially to Official Form 410 (the “General Proof of Claim Form”). If your claim is listed on the schedules of assets and liabilities filed by the Debtor (collectively, the “Schedules”), the proof of claim form also sets forth the amount of your claim as listed on the Schedules, and whether the claim is scheduled as “disputed,” “contingent,” or “unliquidated.” You will receive a different proof of claim form for each claim listed in your name on the Schedules. You may utilize the proof of claim form(s) provided by the Debtor to file your claim. Additional proof of claim forms and instructions may be obtained at (a) the website established by the Debtor’s Court-approved claims and noticing agent, Epiq Corporate Restructuring, LLC, located at

<https://dm.epiq11.com/drvc> or (b) the Bankruptcy Court's website located at www.uscourts.gov/forms/bankruptcy-forms.

All proof of claim forms must be signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant. It must be written in English and be denominated in United States currency (using the exchange rate, if applicable, as of the Commencement Date). You also should attach to your completed proof of claim any documents on which the claim is based (if voluminous, attach a summary) or explanation as to why the documents are not available.

Your proof of claim form must not contain complete social security numbers or taxpayer identification numbers (only the last four (4) digits), a complete birth date (only the year), the name of a minor (only the minor's initials), or a financial account number (only the last four (4) digits of such account number).

3. WHAT TO FILE FOR SEXUAL ABUSE CLAIMS

If you have a Sexual Abuse Claim, you must file a General Proof of Claim Form and a Sexual Abuse Proof of Claim, copies of which are enclosed and which also may be found at <https://dm.epiq11.com/drvc>. If you have a Sexual Abuse Claim and you have not filed a proof of claim prior to the entry of the Bar Date Order, you must complete a Sexual Abuse Proof of Claim Form AND a General Proof of Claim Form.

You may have a Sexual Abuse Claim if you experienced sexual abuse as a result of activities related to the Roman Catholic Diocese of Rockville Centre on or before October 1, 2020. Sexual abuse means:

- Sexual conduct or misconduct, sexual abuse or molestation, sexual exploitation, sexual touching, sexualized interaction, sexual comments about a person's body, or other verbal or non-verbal behaviors that facilitated, contributed to, or led up to abuse, regardless of whether or not such behavior was itself sexual or against the law, and regardless of whether the child thought the behavior was sexual abuse at the time.
- Sexual abuse includes behavior between a child and an adult and between a child and another child, in each instance without regard to whether such activity involved explicit force, whether such activity involved genital or other physical contact, and whether the child associated the abuse with any physical, psychological, or emotional harm.
- Sexual abuse involves behaviors including penetration or fondling of the child's body, other body-on-body contact, or non-contact, behaviors such as observing or making images of a child's naked body, showing or making pornography, or having children behave in sexual behavior as a group.

If you have a claim arising from other types of abuse, including non-sexual physical abuse, non-sexual emotional abuse, bullying or hazing and you have not filed a proof of

claim prior to the entry of the Bar Date Order, you must file a General Proof of Claim Form as set forth in the Bar Date Order and this Notice.

4. CONFIDENTIALITY PROTOCOL GOVERNING SUBMISSION OF SEXUAL ABUSE PROOFS OF CLAIM

The Bar Date Order provides that a Confidentiality Protocol shall govern the submission of certain proofs of claim.

Individuals filing Sexual Abuse Proofs of Claim are directed not to file their Proof of Claim Forms with the Court. Instead and as described above, such Proof of Claim Forms must be (a) mailed to the Claims Agent at the following address: The Roman Catholic Diocese of Rockville Centre, New York Claims Processing Center c/o Epiq Corporate Restructuring, LLC P.O. Box 4421 Beaverton, OR 97076-4421, or sent by overnight mail or hand-delivery to the Claims Agent at the following address: The Roman Catholic Diocese of Rockville Centre, New York Claims Processing Center c/o Epiq Corporate Restructuring, LLC 10300 SW Allen Blvd. Beaverton, OR 97005, or (b) filed through the Electronic Filing System via the website located at <https://dm.epiq11.com/drvc>.

Proof of Claim Forms submitted by individuals with claims arising from sexual abuse will not be available to the general public unless such claimant requests, solely in his or her discretion, for such proof of claim to be made public by so indicating in his or her Sexual Abuse Proof of Claim.

5. WHEN AND WHERE TO FILE

All proofs of claim must be filed so as to be received on or before **February 17, 2021 at 5:00 p.m. (prevailing Eastern Time)** (for all persons except Governmental Units) or **March 30, 2021 at 5:00 p.m. (prevailing Eastern Time)** (for all Governmental Units) as follows:

IF BY U.S. POSTAL SERVICE MAIL:

The Roman Catholic Diocese of Rockville Centre, New York
Claims Processing Center
c/o Epiq Corporate Restructuring, LLC
P.O. Box 4421
Beaverton, OR 97076-4421

IF DELIVERED BY HAND OR OVERNIGHT DELIVERY:

The Roman Catholic Diocese of Rockville Centre, New York
Claims Processing Center
c/o Epiq Corporate Restructuring, LLC
10300 SW Allen Blvd.
Beaverton, OR 97005

IF ELECTRONICALLY:

The website established by the Claims Agent, using the interface available on such website located at <https://dm.epiq11.com/drvc> (the “Electronic Filing System”) and following the instructions provided.

Proofs of claim will be deemed filed only when actually received at the addresses listed above or via the Electronic Filing System on or before the applicable Bar Date. Proofs of claim may not be delivered by facsimile, telecopy, or electronic mail transmission.

6. CLAIMS FOR WHICH PROOFS OF CLAIM NEED NOT BE FILED

The Bar Date Order further provides that the following entities, whose claims otherwise would be subject to the General Bar Date or the Governmental Bar Date, need not file proofs of claim:

- (a) any person or entity that already has filed a proof of claim against the Debtor in a form substantially similar to Official Bankruptcy Form No. 410, provided, however, that any holder of a Sexual Abuse Claim who files a proof of claim on account of a Sexual Abuse Claim using a form substantially similar to Official Bankruptcy Form No. 410 rather than the Sexual Abuse Proof of Claim Form may subsequently be required to complete the Sexual Abuse Proof of Claim Form or otherwise answer additional questions regarding such Sexual Abuse Claim, including the questions set forth in the Sexual Abuse Proof of Claim Form, in connection with the administration of his or her Sexual Abuse Claim;
- (b) any person or entity whose claim is listed on the Schedules filed by the Debtor, provided that (i) the claim is not scheduled as “disputed”, “contingent”, or “unliquidated” and (ii) the claimant does not disagree with the amount, nature and priority of the claim as set forth in the Schedules;
- (c) any holder of a claim that heretofore has been allowed by Order of this Court;
- (d) any person or entity whose claim has been paid in full by the Debtor;
- (e) any holder of a claim for which specific deadlines have previously been fixed by this Court; and
- (f) any officer, director, employee, or independent contractor of the Debtor who held such position as of the Petition Date and has a claim against the Debtor for indemnification, contribution, or reimbursement; provided, however, that any of the foregoing parties that wishes to assert a claim other than a claim arising from or relating to indemnification, contribution, or reimbursement will be required to file a proof of claim by the General Bar Date, unless another exception identified in this section 6 applies.

This Notice is being sent to many persons and entities that have had some relationship with or have done business with the Debtor but may not have an unpaid claim against the Debtor. The fact that you have received this Notice does not mean that you have a claim or that the Debtor or the Court believe that you have a claim against the Debtor.

7. EXECUTORY CONTRACTS AND UNEXPIRED LEASES

If you have a claim arising out of the rejection of an executory contract or unexpired lease as to which the order authorizing such rejection is dated on or before December 9, 2020, the date of entry of the Bar Order, you must file a proof of claim by the Bar Date. Any person or entity that has a claim arising from the rejection of an executory contract or unexpired lease, as to which the order is dated after the date of entry of the Bar Order, you must file a proof of claim with respect to such claim by the date fixed by the Court in the applicable order authorizing rejection of such contract or lease.

8. CONSEQUENCES OF FAILURE TO FILE A CLAIM

ANY HOLDER OF A CLAIM THAT IS NOT EXEMPTED FROM THE REQUIREMENTS OF THIS ORDER, AS SET FORTH IN SECTION 6 ABOVE, AND THAT FAILS TO TIMELY FILE A PROOF OF CLAIM IN THE APPROPRIATE FORM SHALL NOT BE TREATED AS A CREDITOR WITH RESPECT TO SUCH CLAIM FOR THE PURPOSES OF VOTING ON ANY PLAN OF REORGANIZATION FILED IN THIS CASE AND PARTICIPATING IN ANY DISTRIBUTION IN THE DEBTOR'S CASES ON ACCOUNT OF SUCH CLAIM.

9. THE DEBTOR'S SCHEDULES AND ACCESS THERETO

To determine if and how you are listed on the Schedules, please refer to the descriptions set forth on the enclosed proof of claim form(s) regarding the nature, amount, and status of your claim(s). If you received postpetition payments from the Debtor (as authorized by the Bankruptcy Court) on account of your claim(s), the enclosed proof of claim form(s) should reflect the net amount of your claim(s).

IF YOU RELY ON THE DEBTOR'S SCHEDULES OR THE ENCLOSED PROOF OF CLAIM FORM(S), IT IS YOUR RESPONSIBILITY TO DETERMINE THAT THE CLAIM ACCURATELY IS LISTED ON THE SCHEDULES.

As set forth above, if you agree with the nature, amount, and status of your claim as listed in the Schedules, and if your claim is not described as "disputed," "contingent," or "unliquidated," you need not file a proof of claim. Otherwise, or if you decide to file a proof of claim, you must do so before the applicable Bar Date, in accordance with the procedures set forth in this notice.

Copies of the Schedules are available for inspection on (a) the website established by the Claims Agent at <https://dm.epiq11.com/drvc> and (b) on the Bankruptcy Court's website at <http://www.nysb.uscourts.gov>. A login and password to the Bankruptcy Court's Public Access to Electronic Records ("PACER") are required to access this information on the Bankruptcy

Court's website and can be obtained through the PACER Service Center at <http://www.pacer.gov>. Copies of the Schedules also may be examined between the hours of 9:00 a.m. and 4:30 p.m., Monday through Friday at the Office of the Clerk of the Bankruptcy Court, located at One Bowling Green, New York, NY 10004-1408. Copies of the Schedules also may be obtained by request to the Claims Agent:

By mail:

The Roman Catholic Diocese of Rockville Centre, New York
Claims Processing Center
c/o Epiq Corporate Restructuring, LLC
P.O. Box 4421
Beaverton, OR 97076-4421

Or by email:

RCDRockvilleInfo@epiqglobal.com

10. ADDITIONAL INFORMATION

If you have any questions regarding the claims process and/or you wish to obtain a copy of the Bar Date Notice, a proof of claim form, or related documents you may do so by: (i) calling the Debtor's restructuring hotline at (888) 490-0633 (US toll-free) or (503) 520-4459; (ii) visiting the Debtor's restructuring website at: www.dm.epiq11.com/drvc; and/or (iii) writing to The Roman Catholic Diocese of Rockville Centre Claims Processing Center, c/o Epiq Corporate Restructuring, LLC, P.O. Box 4421, Beaverton, OR 97076-4421. **Please note** that the Claims Agent **cannot** offer legal advice or advise whether you should file a proof of claim.

[Remainder of Page Intentionally Blank]

**A HOLDER OF A POSSIBLE CLAIM AGAINST THE DEBTOR SHOULD
CONSULT AN ATTORNEY REGARDING ANY MATTERS NOT COVERED BY THIS
NOTICE, SUCH AS WHETHER THE HOLDER SHOULD FILE A PROOF OF CLAIM.**

Dated: New York, NY
_____, 2020

BY ORDER OF THE COURT

Corinne Ball
Todd Geremia
Benjamin Rosenblum
Andrew Butler
Benjamin Thomson
JONES DAY
250 Vesey Street
New York, NY 10281-1047
Telephone: (212) 326-3939
Facsimile: (212) 755-7306
Email: cball@jonesday.com
trgeremia@jonesday.com
brosenblum@jonesday.com
abutler@jonesday.com
bthomson@jonesday.com

*Counsel for the Debtor and
Debtor in Possession*

ANNEX 2

General Proof of Claim Form

United States Bankruptcy Court

These instructions and definitions generally explain the law. In certain circumstances, such as bankruptcy cases that debtors do not file voluntarily, exceptions to these general rules may apply. You should consider obtaining the advice of an attorney, especially if you are unfamiliar with the bankruptcy process and privacy regulations.

A person who files a fraudulent claim could be fined up to \$500,000 imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157 and 3571

How to fill out this form

- **Fill in all of the information about the claim as of the date the case was filed.**
- **Fill in the caption at the top of the form.** Fill in the name of the Debtor in the bankruptcy case, and the bankruptcy case number.
- **If the claim has been acquired from someone else, then state the identity of the last party** who owned the claim or was the holder of the claim and who transferred it to you before the initial claim was filed.
- **Attach any supporting documents to this form.** Attach redacted copies of any documents that show that the debt exists, a lien secures the debt, or both. (See the definition of redaction below.)
Also attach redacted copies of any documents that show perfection of any security interest or any assignments or transfers of the debt. In addition to the documents, a summary may be added. Federal Rule of Bankruptcy Procedure (called "Bankruptcy Rule") 3001(c) and (d).
- **Do not attach original documents because attachments may be destroyed after scanning.**
- **If the claim is based on delivering health care goods or services, do not disclose confidential health care information. Leave out or redact confidential information both in the claim and in the attached documents.**
- **A Proof of Claim form and any attached documents must show only the last 4 digits of any social security number, individual's tax identification number, or financial account number, and only the year of any person's date of birth.** See Bankruptcy Rule 9037.
- **For a minor child, fill in only the child's initials and the full name and address of the child's parent or guardian.** For example, write *A.B., a minor child (John Doe, parent, 123 Main St, City, State)*. See Bankruptcy Rule 9037.
- **If you have any further inquiries relating to filing a proof of claim please direct your inquiry to:**
RCDRockvilleInfo@epiqglobal.com

Confirmation that the claim has been filed

To receive confirmation that the claim has been filed, either enclose a stamped self-addressed envelope and a copy of this form or you may access the Claims Agent's website: <https://dm.epiq11.com/drvc> to view your filed form under "Claims."

Where to Send Proof of Claim Form

First Class Mail:

The Roman Catholic Diocese of Rockville Centre, New York
Claims Processing Center
c/o Epiq Corporate Restructuring, LLC
P.O. Box 4421
Beaverton, OR 97076-4421

Hand Delivery or Overnight Mail:

The Roman Catholic Diocese of Rockville Centre, New York
Claims Processing Center
c/o Epiq Corporate Restructuring, LLC
10300 SW Allen Blvd
Beaverton, OR 97005

Electronic Filing:

By accessing the E-filing Claims link at <https://epiqworkflow.com/cases/drv>

Use your Mail ID for access.

Understand the terms used in this form

Administrative expense: Generally, an expense that arises after a bankruptcy case is filed in connection with operating, liquidating, or distributing the bankruptcy estate. 11 U.S.C. § 503.

Claim: A creditor's right to receive payment for a debt that the debtor owed on the date the debtor filed for bankruptcy. 11 U.S.C. § 101 (5). A claim may be secured or unsecured.

Creditor: A person, corporation, or other entity to whom a debtor owes a debt that was incurred on or before the date the debtor filed for bankruptcy. 11 U.S.C. § 101 (10).

Debtor: A person, corporation, or other entity who is in bankruptcy. Use the debtor's name and case number as shown in the bankruptcy notice you received. 11 U.S.C. § 101 (13).

Evidence of perfection: Evidence of perfection of a security interest may include documents showing that a security interest has been filed or recorded, such as a mortgage, lien, certificate of title, or financing statement.

Information that is entitled to privacy: A Proof of Claim form and any attached documents must show only the last 4 digits of any social security number, an individual's tax identification number, or a financial account number, only the initials of a minor's name, and only the year of any person's date of birth. If a claim is based on delivering health care goods or services, limit the disclosure of the goods or services to avoid embarrassment or disclosure of confidential health care information. You may later be required to give more information if the trustee or someone else in interest objects to the claim.

Priority claim: A claim within a category of unsecured claims that is entitled to priority under 11 U.S.C. § 507(a). These claims are paid from the available money or property in a bankruptcy case before other unsecured claims are paid. Common priority unsecured claims include alimony, child support, taxes, and certain unpaid wages.

Proof of claim: A form that shows the amount of debt the debtor owed to a creditor on the date of the bankruptcy filing. The form must be filed in the district where the case is pending.

Redaction of information: Masking, editing out, or deleting certain information to protect privacy. Filers must redact or leave out information entitled to **privacy** on the Proof of Claim form and any attached documents.

Secured claim under 11 U.S.C. § 506(a): A claim backed by a lien on particular property of the debtor. A claim is secured to the extent that a creditor has the right to be paid from the property before other creditors are paid. The amount of a secured claim usually cannot be more than the value of the particular property on which the creditor has a lien. Any amount owed to a creditor that is more than the value of the property normally may be an unsecured claim. But exceptions exist; for example, see 11 U.S.C. § 1322(b) and the final sentence of 1325(a).

Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment may be a lien.

Setoff: Occurs when a creditor pays itself with money belonging to the debtor that it is holding, or by canceling a debt it owes to the debtor.

Uniform claim identifier: An optional 24-character identifier that some creditors use to facilitate electronic payment.

Unsecured claim: A claim that does not meet the requirements of a secured claim. A claim may be unsecured in part to the extent that the amount of the claim is more than the value of the property on which a creditor has a lien.

Offers to purchase a claim

Certain entities purchase claims for an amount that is less than the face value of the claims. These entities may contact creditors offering to purchase their claims. Some written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court, the bankruptcy trustee, or the debtor. A creditor has no obligation to sell its claim. However, if a creditor decides to sell its claim, any transfer of that claim is subject to Bankruptcy Rule 3001(e), any provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.) that apply, and any orders of the bankruptcy court that apply.

Do not file these instructions with your form.

United States Bankruptcy Court for the Southern District of New York
The Roman Catholic Diocese of Rockville Centre, New York
Claims Processing Center
c/o Epiq Corporate Restructuring, LLC
P.O. Box 4421
Beaverton, OR 97076-4421

20-12345-800 Doc 174 Filed 11/19/20 Entered 11/19/20 17:30:55
Pg 47 of 71

To submit your form online please go to <https://epiqworkflow.com/cases/drv>
Use your Mail ID for access.

Your Mail ID is as follows:

Name of Debtor:
Case Number:

☐ Check box if
the address on
the envelope
sent to you by
the court needs
to be updated.
Identify your
replacement
address in Part 1
(Section 3)
below.

For Court Use Only

Proof of Claim (Official Form 410)

04/19

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. With the exception of claims under 503(b)(9), do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503. Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. Who is the current creditor?

Name of the current creditor (the person or entity to be paid for this claim): _____

Other names the creditor used with the debtor: _____

2. Has this claim been acquired from someone else? ☐ No ☐ Yes. From whom? _____

3. Where should notices and payments to the creditor be sent? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Where should notices to the creditor be sent?

Name _____

Number _____ Street _____

City _____ State _____ ZIP Code _____

Country (if International): _____

Contact phone: _____

Contact email: _____

Where should payments to the creditor be sent? (if different)

Name _____

Number _____ Street _____

City _____ State _____ ZIP Code _____

Country (if International): _____

Contact phone: _____

Contact email: _____

4. Does this claim amend one already filed?

☐ No

☐ Yes. Claim number on court
claims register (if known) _____

Filed on _____
MM / DD / YYYY

5. Do you know if anyone else has filed a proof of claim for this claim?

☐ No

☐ Yes. Who made the earlier filing?

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor?

☐ No

☐ Yes.

Last 4 digits of the debtor's account or any
number you use to identify the debtor:

____ _

7. How much is the claim?

\$ _____

Does this amount include interest or other charges?

☐ No

☐ Yes. Attach statement itemizing interest, fees,
expenses, or other charges required by
Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim?

Examples: Goods sold, money loaned, lease, services performed,
personal injury or wrongful death, or credit card. Attach redacted
copies of any documents supporting the claim required by Bankruptcy
Rule 3001(c). Limit disclosing information that is entitled to privacy,
such as health care information.

☐ No☐ Yes. The claim is secured by a lien on property.**Nature of property:**☐ Real estate. If the claim is secured by the debtor's principal residence, file a *Mortgage Proof of Claim Attachment* (official Form 410-A) with this *Proof of Claim*.☐ Motor vehicle☐ Other. Describe: _____**Basis for perfection:** _____

Attach redacted copies of documents, if any, that show evidence of perfection of security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)

Value of property: \$ _____**Amount of the claim that is secured:** \$ _____**Amount of the claim that is unsecured:** \$ _____

(The sum of the secured and unsecured amounts should match the amount in line 7.)

Amount necessary to cure any default as of the date of the petition: \$ _____**Annual Interest Rate** (when case was filed) _____%☐ Fixed ☐ Variable☐ No☐ Yes. **Amount necessary to cure any default as of the date of petition.**

\$ _____

☐ No☐ Yes. Identify the property: _____**12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?**☐ No☐ Yes. *Check one:*☐ Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).☐ Up to \$3,025* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).☐ Wages, salaries, or commissions (up to \$13,650*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).☐ Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).☐ Other. Specify subsection of 11 U.S.C. § 507 (a)() that applies.

* Amounts are subject to adjustment on 4/01/22 and every 3 years after that for cases begun on or after the date of adjustment.

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

Amount entitled to priority

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

13. Does this claim qualify as an Administrative Expense under 11 U.S.C. § 503(b)(9)?☐ No☐ Yes. **Amount that qualifies as an Administrative Expense under 11 U.S.C. § 503(b)(9):** \$ _____**Part 3: Sign Below**

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:☐ I am the creditor.☐ I am the creditor's attorney or authorized agent.☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.☐ I am a guarantor, surety, endorser, or other co-debtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date _____
MM / DD / YYYY Signature _____

Print the name of the person who is completing and signing this claim:

Name _____
First name Middle name Last name

Title _____

Company _____
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____
Number Street

City State ZIP Code

Contact Phone _____ Email _____

ANNEX 3

Sexual Abuse Proof of Claim Form

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:	:	Chapter 11
	:	
THE ROMAN CATHOLIC DIOCESE OF	:	Case No. 20-12345 (SCC)
ROCKVILLE CENTRE, NEW YORK, ¹	:	
	:	
Debtor.	:	

CONFIDENTIAL SEXUAL ABUSE PROOF OF CLAIM

**THIS FORM MUST BE RECEIVED NO LATER THAN FEBRUARY 17, 2021
AT 5:00 P.M. (PREVAILING EASTERN TIME (THE “BAR DATE”))**

Carefully read the instructions that are included with this CONFIDENTIAL SEXUAL ABUSE PROOF OF CLAIM and complete all applicable questions.

For purposes of this Proof of Claim, an “Sexual Abuse Claim” is any claim (as defined in section 101(5) of the Bankruptcy Code) against the Debtor resulting or arising in whole or in part, directly or indirectly from any actual or alleged sexual conduct or misconduct, sexual abuse or molestation, indecent assault and/or battery, rape, pedophilia, ephebophilia, or sexually-related physical, psychological, or emotional harm, or contacts, or interactions of a sexual nature between a child and an adult, or a nonconsenting adult and another adult, sexual assault, sexual battery, sexual psychological or emotional abuse, humiliation, or intimidation, or any other conduct constituting a sexual offense, incest, or use of a child in a sexual performance (as such terms are defined in the New York Penal Law), and seeking monetary damages or any other relief, under any theory of liability, including vicarious liability, any negligence-based theory, contribution, indemnity, or any other theory based on any acts or failures to act by the Diocese or any other person or entity for whose acts or failures to act the Diocese is or was allegedly responsible.

For purposes of this Proof of Claim, an “Sexual Abuse Claimant” is defined as the person asserting a Sexual Abuse Claim against the Diocese. If the Sexual Abuse Claimant is a minor, a parent or legal guardian may complete this Sexual Abuse Proof of Claim on the minor’s behalf.

THIS PROOF OF CLAIM IS FOR SEXUAL ABUSE CLAIMS ONLY

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue P.O. Box 9023, Rockville Centre, NY 11571-9023.

TO BE VALID, THIS SEXUAL ABUSE PROOF OF CLAIM MUST:

- (A) Be written in English or include a translation if responses are in a language other than English;
- (B) Provide responses that are complete and accurate to the best of your knowledge;
- (C) Be signed by the Sexual Abuse Claimant, except that if the Sexual Abuse Claimant is a minor, incapacitated or deceased, this Sexual Abuse Proof of Claim may be signed by the Sexual Abuse Claimant's parent, legal guardian, or executor, as applicable;
- (D) Be accompanied by the General Proof of Claim Form, a copy of which is enclosed if this Sexual Abuse Proof Claim Form was received by mail, and which also may be found at <https://dm.epiq11.com/drcv>; and
- (E) Be actually received by Epiq Corporate Restructuring, LLC (the "Claims Agent"), the Debtor's claims and noticing agent, on or prior to **February 17, 2021 at 5:00 p.m. (prevailing Eastern Time)** (the "Bar Date"), either
 - (i) electronically using the interface available at www.dm.epiq11.com/drcv,
 - (ii) by mail to the Claims Agent at the following address: The Roman Catholic Diocese of Rockville Centre, New York Claims Processing Center c/o Epiq Corporate Restructuring, LLC P.O. Box 4421 Beaverton, OR 97076-4421, or
 - (iii) by overnight mail or hand-delivery to the Claims Agent at the following address: The Roman Catholic Diocese of Rockville Centre, New York Claims Processing Center c/o Epiq Corporate Restructuring, LLC 10300 SW Allen Blvd. Beaverton, OR 97005.

PROOFS OF CLAIM SENT BY FACSIMILE, TELECOPY, OR E-MAIL WILL NOT BE ACCEPTED.

YOU MAY WISH TO CONSULT AN ATTORNEY REGARDING THIS MATTER.

FAILURE TO COMPLETE AND RETURN THIS FORM IN A TIMELY MANNER MAY RESULT IN YOUR INABILITY TO VOTE ON A PLAN OF REORGANIZATION AND INELIGIBILITY TO RECEIVE A DISTRIBUTION IN THE ABOVE-CAPTIONED CHAPTER 11 CASE.

THIS PROOF OF CLAIM FORM IS NOT SUFFICIENT TO ASSERT A SEXUAL ABUSE CLAIM AGAINST ANY ENTITY OTHER THAN THE DEBTOR.

ANSWER THESE QUESTIONS TO THE BEST OF YOUR KNOWLEDGE AND ABILITY AT THE TIME YOU COMPLETE THIS FORM. IF YOU CANNOT ANSWER A QUESTION, MOVE ON TO THE NEXT QUESTION.

A PERSON WHO FILES A FRAUDULENT CLAIM COULD BE FINED UP TO \$500,000, IMPRISONED FOR UP TO 5 YEARS, OR BOTH. 18 U.S.C. §§ 152, 157, AND 3571.

PART 1: CONFIDENTIALITY

Unless the Sexual Abuse Claimant indicates below that the Sexual Abuse Claimant wants this document to be part of the public record, the Sexual Abuse Claimant's identity will be kept strictly confidential, under seal, and outside the public record pursuant to an Order of the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court"). However, this Sexual Abuse Proof of Claim may be provided, pursuant to confidentiality procedures approved by the Bankruptcy Court, to the Debtor, certain insurers of the Debtor, the Official Committee of Unsecured Creditors (the "Committee"), their respective counsel, the United States Trustee, and to such other persons as the Bankruptcy Court may authorize. In addition, Sexual Abuse Proofs of Claim may be required to be disclosed to governmental authorities under mandatory reporting laws in many jurisdictions. If any such disclosure is made to a governmental authority, Sexual Abuse Claimants will be notified at the time of the disclosure of their Sexual Abuse Proof of Claim.

ONLY THE SEXUAL ABUSE CLAIMANT MAY WAIVE THE CONFIDENTIALITY OF THIS PROOF OF CLAIM.

Please select only <u>one</u> option below:	
<input type="checkbox"/> I wish to keep my identity and this proof of claim CONFIDENTIAL.	<input type="checkbox"/> I want my identity and this proof of claim (together with any exhibits and attachments) to be made PUBLICLY AVAILABLE AND PART OF THE PUBLIC RECORD.
Signature:	
Print Name:	

IF YOU DO NOT CHECK EITHER BOX, IF YOU CHECK BOTH BOXES, OR IF YOU DO NOT PROVIDE YOUR NAME AND SIGNATURE ABOVE, YOUR CLAIM WILL REMAIN CONFIDENTIAL.

PART 2: IDENTIFYING INFORMATION

a. Sexual Abuse Claimant

First Name	Middle Initial	Last Name	Suffix (if any)
------------	----------------	-----------	-----------------

Mailing Address (If party is incapacitated, is a minor or is deceased, please provide the address of the legal representative submitting the claim. If you are in jail or prison, your current address).

City	State/Prov.	Zip Code (Postal Code)	Country
------	-------------	------------------------	---------

Telephone No(s):

Home: _____ Work: _____ Cell: _____

If you are represented by counsel, you may provide your attorney's work phone number.

Email address: _____

If you are represented by counsel, you may provide your attorney's email address.

Social Security Number (last four digits only): _____

If you are in jail or prison, your identification number and location of incarceration:

May the Debtor, the Committee, and their respective counsel of record in this chapter 11 case leave voicemails for you regarding your claim?

☐ Yes ☐ No

May the Debtor, the Committee, and their respective counsel of record in this chapter 11 case send confidential information to your email address?

☐ Yes ☐ No

Birth Date: _____
 Month Day Year

Any other name, or names, by which the Sexual Abuse Claimant has been known (including maiden name, if applicable):

b. Sexual Abuse Claimant's Attorney (if any):

Law Firm Name

Attorney's	First Name	Middle Initial	Last Name
------------	------------	----------------	-----------

Street Address

City	State/Prov.	Zip Code (Postal Code)	Country
------	-------------	------------------------	---------

Telephone No.	Fax No.	E-mail address
---------------	---------	----------------

PART 3: BACKGROUND INFORMATION

- a. Please describe your marital history, including the date(s) you were married, and provide your current marital status. You do not need to identify the name(s) of your spouse(s) unless you want to.

- b. What schools have you attended? For each school, please identify the months and years of your attendance.

- c. Are you currently employed? To the best of your recollection, please describe your recent employment history, including the name(s) of your current and past employers, the dates you were employed, the locations of your employment, and your job(s)/title(s).

PART 4: NATURE OF COMPLAINT

(Attach additional separate sheets if necessary)

**NOTE: IF YOU HAVE PREVIOUSLY FILED A LAWSUIT AGAINST THE DIOCESE
IN STATE OR FEDERAL COURT, PLEASE ATTACH THE COMPLAINT.**

- a. Who committed the acts of abuse or other wrongful conduct against you?
Individuals identified in this section will be referred to as the “abuser” in
questions below. If applicable, you may identify more than one abuser. Please
provide the complete name(s) of each abuser to the best of your recollection. If
you do not know the name(s) of each abuser, please identify them by title,
position or other description.

- b. How did you know the abuser? For example, was the abuser at your church,
school or part of another group with which you were involved? Was the abuser a
relative or family friend?

- c. If the abuser was affiliated with a church, parish, school, or Diocesan
organization, please identify such church, parish, school, or organization.

- d. Where did the abuse or other wrongful conduct take place? Please be specific and
complete all relevant information to the best of your recollection, including the
names of locations and addresses, if known.

- e. When did the abuse or other wrongful conduct take place? Please be as specific as possible. If you do not recall the exact date, provide as much information as possible, including the year and season (fall, winter, spring, or summer, or school year and grade).

1. How old were you at the time the abuse or other wrongful conduct began? Please be as specific as possible. If you do not recall the exact date, provide as much information as possible, including the year and season (fall, winter, spring, or summer, or school year and grade).

2. How old were you at the time the abuse or other wrongful conduct ended? Please be as specific as possible. If you do not recall the exact date, provide as much information as possible, including the year and season (fall, winter, spring, or summer, or school year and grade).

- f. What happened (describe the nature of the abuse or other wrongful conduct against you, including the circumstances, type(s) of abuse, and frequency of abuse)?

- g. Did you tell anyone about the abuse or other wrongful conduct at the time and, if so, whom did you tell (this would include parents; relatives; friends; representatives of the Debtor; attorneys; counselors, therapists, doctors; and law enforcement authorities). You do not need to disclose any communications you may have had with an attorney.

- h. If there were any witnesses to the abuse, please list their name(s).

PART 5: IMPACT OF COMPLAINT

(Attach additional separate sheets if necessary)

- a. What injuries and/or damages have you experienced because of the act or acts of abuse described above? Please provide as much detail as possible. For example, describe any physical injuries, as well as any effect on your education, employment, personal relationships, health, or faith?

- b. Have you sought counseling or other medical or mental health treatment for your injuries? If so, with whom and when?

PART 6: ADDITIONAL INFORMATION

- a. Prior Claims: Have you ever asserted a claim against the Debtor, or against any entity or individual other than the Debtor (including, but not limited to, any parish, church, school, or other organization) relating to the sexual abuse described in this claim? If you have, please state when and how you asserted the claim, against whom the claim was asserted, and the result.

- b. Bankruptcy: Have you ever filed bankruptcy?

☐ Yes

☐ No

Sign and print your name. If you are signing the claim on behalf of another person (including a minor, decedent or incapacitated person), state your relationship to the Sexual Abuse Claimant.

Under penalty of perjury, I declare the foregoing statements to be true and correct.

Date: _____

Signature: _____

Print Name: _____

Relationship to Sexual Abuse Claimant: _____

ANNEX 4

Publication Notice

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:	:	Chapter 11
THE ROMAN CATHOLIC DIOCESE OF	:	
ROCKVILLE CENTRE, NEW YORK, ¹	:	Case No. 20-12345 (SCC)
	:	
Debtor.	:	

**NOTICE OF DEADLINES REQUIRING FILING PROOFS OF CLAIM
ON OR BEFORE FEBRUARY 17, 2021**

**TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST THE ROMAN
CATHOLIC DIOCESE OF ROCKVILLE CENTRE, NEW YORK (THE “DEBTOR”):**

BAR DATES

The General Bar Date. The United States Bankruptcy Court for the Southern District of New York (the “Court”) has entered an order (the “Bar Date Order”) establishing (i) **February 17, 2021 at 5:00 p.m., prevailing Eastern Time** as the last date and time for each person (excluding “governmental units,” as defined in section 101(27) of the Bankruptcy Code) to file a proof of claim (such deadline, the “General Bar Date”) against the Debtor.²

Sexual Abuse Claims. Survivors of sexual abuse should file a General Proof Claim and a Sexual Abuse Proof of Claim by the General Bar Date, which may be found at www.dm.epiq11.com/drvc. See Section 3 below for more information. If you have a claim arising from other types of abuse, including non-sexual physical abuse, non-sexual emotional abuse, bullying or hazing, and you have not filed a proof of claim prior to the entry of the Bar Date Order, you must file a General Proof of Claim Form as set forth in the Bar Date Order and this Notice.

The Governmental Bar Date. The General Bar Date and the procedures set forth below for filing proofs of claim apply to all claims against the Debtor that arose before October 1, 2020 (the “Petition Date”), the date on which the Debtor commenced its case under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”), including claims arising under section 503(b)(9) of the Bankruptcy Code, and excluding claims held by those listed in Section 4 below that are specifically excluded from the Bar Date filing requirement. “Governmental Units” (as defined in section 101(27) of the Bankruptcy Code) have until **March 30, 2021** at

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue P.O. Box 9023, Rockville Centre, NY 11571-9023.

² Capitalized terms not otherwise defined herein shall have the meanings given to them in the Bar Date Order.

5:00 p.m. (prevailing Eastern Time), the date that is one-hundred and eighty (180) days after the order for relief (the “Governmental Bar Date”), to file proofs of claim against the Debtor.

The Rejection Damages Bar Date. Counterparties to the Debtor’s executory contracts and unexpired leases have until the later of (i) the General Bar Date and (ii) thirty (30) days after entry of the order authorizing the rejection of such contract or lease (the “Rejection Damages Bar Date”), to file proofs of claim for rejection damages against the Debtor.

The Amended Schedules Bar Date. With respect to amendments or supplements to the Debtor’s schedules of assets and liabilities (the “Schedules”), claimants have until the later of (i) the General Bar Date or the Governmental Bar Date, as applicable and (ii) 5:00 p.m. (prevailing Eastern Time) on the date that is thirty (30) days from the date on which the Debtor provides notice of previously unfiled Schedules (as defined herein) or an amendment or supplement to the Schedules (the “Amended Schedules Bar Date” and together with the General Bar Date, the Governmental Bar Date, and the Rejection Damages Bar Date, the “Bar Dates”), to file proofs of claim against the Debtor.

FILING CLAIMS

1. WHO MUST FILE A PROOF OF CLAIM

You MUST file a proof of claim to vote on a chapter 11 plan filed by the Debtor or to share in distributions from the Debtor’s bankruptcy estate if you have a claim that arose before the Petition Date, and it is not one of the types of claims described in Section 4 below. Claims based on acts or omissions of the Debtor that occurred before the Commencement Date must be filed on or before the Bar Dates, even if such claims are not now fixed, liquidated or certain or did not mature or become fixed, liquidated or certain before the Commencement Date.

Under section 101(5) of the Bankruptcy Code and as used in this notice, the word “claim” means a right to (a) payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.

2. WHAT TO FILE FOR GENERAL CLAIMS

If you have a General Claim, your filed proof of claim must conform substantially to Official Form 410 (the “General Proof of Claim Form”). Additional proof of claim forms and instructions may be obtained at (a) the website established by the Debtor’s Court-approved claims and noticing agent, Epiq Corporate Restructuring, LLC, located at www.dm.epiq11.com/drvc or (b) the Bankruptcy Court’s website located at www.uscourts.gov/forms/bankruptcy-forms.

All proof of claim forms must be signed by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant. It must be written in English and be denominated in United States currency (using the exchange rate, if applicable, as of the Commencement Date). You also should attach to your completed proof of claim any documents on which the claim is based (if voluminous, attach a summary) or explanation as to why the documents are not available.

3. WHAT TO FILE FOR SEXUAL ABUSE CLAIMS

If you have a Sexual Abuse Claim, you must file a General Proof of Claim Form and a Sexual Abuse Proof of Claim Form, which may be found at www.dm.epiq11.com/drvc. If you have a Sexual Abuse Claim and you have not filed a proof of claim prior to the entry of the Bar Date Order, you must complete a General Proof of Claim Form AND a Sexual Abuse Proof of Claim Form.

You may have a Sexual Abuse Claim if you experienced sexual abuse as a result of activities related to the Roman Catholic Diocese of Rockville Centre on or before October 1, 2020. Sexual abuse means:

- Sexual conduct or misconduct, sexual abuse or molestation, sexual exploitation, sexual touching, sexualized interaction, sexual comments about a person's body, or other verbal or non-verbal behaviors that facilitated, contributed to, or led up to abuse, regardless of whether or not such behavior was itself sexual or against the law, and regardless of whether the child thought the behavior was sexual abuse at the time.
- Sexual abuse includes behavior between a child and an adult and between a child and another child, in each instance without regard to whether such activity involved explicit force, whether such activity involved genital or other physical contact, and whether the child associated the abuse with any physical, psychological, or emotional harm.
- Sexual abuse involves behaviors including penetration or fondling of the child's body, other body-on-body contact, or non-contact, behaviors such as observing or making images of a child's naked body, showing or making pornography, or having children behave in sexual behavior as a group.

If you have a claim arising from other types of abuse, including non-sexual physical abuse, non-sexual emotional abuse, bullying or hazing and you have not filed a proof of claim prior to the entry of the Bar Date Order, you must file a General Proof of Claim as set forth in the Bar Date Order and this Notice.

4. CONFIDENTIALITY PROTOCOL GOVERNING SUBMISSION OF SEXUAL ABUSE PROOFS OF CLAIM

The Bar Date Order provides that a Confidentiality Protocol shall govern the submission of certain proofs of claim.

Individuals filing Sexual Abuse Proofs of Claim are directed not to file their Proof of Claim Forms with the Court. Instead and as described above, such Proof of Claim Forms must be (a) mailed or delivered to the Claims Agent at the following address: The Roman Catholic Diocese of Rockville Centre, New York Claims Processing Center c/o Epiq Corporate Restructuring, LLC P.O. Box 4421 Beaverton, OR 97076-4421, or (b) filed through the Electronic Filing System via the website located at www.dm.epiq11.com/drvc.

Sexual Abuse Proofs of Claim submitted by individuals with claims arising from sexual abuse will not be available to the general public unless such claimant requests, solely in his or her discretion, for such proof of claim to be made public by so indicating in his or her Sexual Abuse Proof of Claim.

5. WHEN AND WHERE TO FILE

All proofs of claim must be filed so as to be received on or before **February 17, 2021 at 5:00 p.m. (prevailing Eastern Time)** (for all persons except Governmental Units) or March 30, 2021 at 5:00 p.m. (prevailing Eastern Time) (for all Governmental Units) as follows:

IF BY U.S. POSTAL SERVICE MAIL OR OVERNIGHT DELIVERY:

The Roman Catholic Diocese of Rockville Centre, New York
Claims Processing Center
c/o Epiq Corporate Restructuring, LLC
P.O. Box 4421
Beaverton, OR 97076-4421

IF DELIVERED BY HAND:

The Roman Catholic Diocese of Rockville Centre, New York
Claims Processing Center
c/o Epiq Corporate Restructuring, LLC
10300 SW Allen Blvd.
Beaverton, OR 97005

IF ELECTRONICALLY:

The website established by the Claims Agent, using the interface available on such website located at www.dm.epiq11.com/drvc (the “Electronic Filing System”) and following the instructions provided.

Proofs of claim will be deemed filed only when actually received at the addresses listed above or via the Electronic Filing System on or before the applicable Bar Date. Proofs of claim may not be delivered by facsimile, telecopy, or electronic mail transmission.

6. **CONSEQUENCES OF FAILURE TO FILE A CLAIM**

ANY HOLDER OF A CLAIM THAT FAILS TO TIMELY FILE A PROOF OF CLAIM IN THE APPROPRIATE FORM SHALL NOT BE TREATED AS A CREDITOR WITH RESPECT TO SUCH CLAIM FOR THE PURPOSES OF VOTING ON ANY PLAN OF REORGANIZATION FILED IN THIS CASE AND PARTICIPATING IN ANY DISTRIBUTION IN THE DEBTOR'S CASES ON ACCOUNT OF SUCH CLAIM.

7. **ADDITIONAL INFORMATION**

If you have any questions regarding the claims process and/or you wish to obtain a copy of the Bar Date Notice, a proof of claim form, or related documents you may do so by: (i) calling the Debtor's restructuring hotline at (888) 490-0633 (US toll-free) or (503) 520-4459; (ii) visiting the Debtor's restructuring website at: www.dm.epiq11.com/drvc; and/or (iii) writing to The Roman Catholic Diocese of Rockville Centre Claims Processing Center, c/o Epiq Corporate Restructuring, LLC, P.O. Box 4421, Beaverton, OR 97076-4421. **Please note** that the Claims Agent **cannot** offer legal advice or advise whether you should file a proof of claim.

Dated: _____, 2020
New York, New York

Corinne Ball
Todd Geremia
Benjamin Rosenblum
Andrew Butler
Benjamin Thomson
JONES DAY
250 Vesey Street
New York, NY 10281-1047
Telephone: (212) 326-3939
Facsimile: (212) 755-7306
Email: cball@jonesday.com
trgeremia@jonesday.com
brosenblum@jonesday.com
abutler@jonesday.com
bthomson@jonesday.com

*Counsel for the Debtor and
Debtor in Possession*

ANNEX 5

Confidentiality Agreement

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:	:	Chapter 11
THE ROMAN CATHOLIC DIOCESE OF	:	
ROCKVILLE CENTRE, NEW YORK,	:	Case No. 20-12345 (SCC)
	:	
Debtor.	:	

AUTHORIZED PARTY CONFIDENTIALITY AGREEMENT

This Confidentiality Agreement (this “Agreement”) is entered into as of [●], 2020.

By [●] (the “Recipient”), an Authorized Party pursuant to paragraph 15(c) of the *Order Establishing Deadline for Filing Proofs of Claim and Approving the Form and Manner of Notice Thereof* (the “Bar Date Order”)¹ [Docket No. ●] entered by the United States Bankruptcy Court for the Southern District of New York (the “Bankruptcy Court”) in the above-captioned chapter 11 bankruptcy case (the “Chapter 11 Case”) on [●], 2020.

WHEREAS, the Recipient will be granted access to Proof of Claim Forms filed by Sexual Abuse Claimants in the Chapter 11 Case after execution of this Agreement pursuant to and in accordance with the terms of the Bar Date Order;

WHEREAS, Recipient acknowledges that the Proof of Claim Forms filed by Sexual Abuse Claimants contain sensitive, non-public information, which is to remain confidential pursuant to the Bar Date Order and the terms of this Agreement; and

WHEREAS, with the exception of the parties identified in paragraph 15(d) of the Bar Date Order, access to the Proof of Claim Forms extends only to the natural person who executes this Agreement and a separate copy of this Agreement must be signed by each natural person who seeks access to the Sexual Abuse Proofs of Claim on behalf of an Authorized or Permitted Party.

NOW THEREFORE, IT IS AGREED AS FOLLOWS:

1. Recipient agrees that the Proofs of Claim and any Confidential Information (as such term is defined below) contained therein shall be kept confidential pursuant to and in accordance with the terms of the Bar Date Order and this Agreement;
2. For purposes of this Agreement, the term “Confidential Information” means each Proof of Claim itself, and any information contained in a Proof of Claim, except to the extent such information (i) was known to the Recipient prior to being disclosed in a Proof of Claim,

¹ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Bar Date Order.

(ii) is or becomes generally available to the public through no act or failure on the part of the Recipient, (iii) is obtained from a third party under no obligation to maintain its confidentiality; or (iv) is developed by the Recipient independently without reference to any Proof of Claim;

3. Recipient agrees to not to use or distribute any Proof of Claim Forms or Confidential Information in violation of this Agreement;
4. Recipient may use Proofs of Claim, and any Confidential Information contained therein, only in connection with the evaluation, prosecution or defense of the claims asserted in such Proofs of Claim in the Debtor's Chapter 11 Case, any related adversary proceedings or contested matters in the Chapter 11 Case, any related insurance or reinsurance coverage demands, claims, disputes, or litigation, and settlement negotiations or mediations regarding all of the foregoing, and as otherwise required by applicable federal or state laws or regulations (each, a "Permitted Use");
5. Recipient shall not disclose any Confidential Information to any other person or entity except that Recipient may disclose Confidential Information (i) to any person or entity that is an Authorized Party who may receive such information pursuant to the Bar Date Order and has executed a copy of this Agreement, (ii) to the Bankruptcy Court or any other tribunal of competent jurisdiction so long as such disclosure is made pursuant to a Permitted Use and under seal, or (iii) pursuant to an order of the Bankruptcy Court following notice and a hearing;
6. Recipient consents to the exclusive jurisdiction of the Bankruptcy Court to adjudicate any disputes with respect to any terms, condition or alleged violations of this Agreement or the Bar Date Order;
7. Recipient shall promptly report any disclosure of Confidential Information in violation or breach of this Agreement to the Debtor and the Creditors' Committee and the Sexual Abuse Claimant and shall cooperate with efforts to recover and secure any such Confidential Information and/or to mitigate the effects of any such disclosure;
8. Nothing in this Agreement precludes Recipient from petitioning the Bankruptcy Court in the Chapter 11 Case seeking a modification of the Bar Date Order or the terms of this Agreement with respect to any proposed disclosure of Confidential Information contained in the Sexual Abuse Proof of Claim Forms; provided, however, that Recipient shall not disclose any Confidential Information in connection with any such petition unless such disclosure is restricted to the Bankruptcy Court and any other necessary parties and made under seal; and

9. This Agreement shall become effective as of the date it is delivered to counsel for the Debtor and counsel for the Committee.

Dated: _____, 2020

By: _____
Signature

Print Name